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EF HOUSE JOURNAL 1981  
Volume I

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**HOUSE JOURNAL**  
OF THE  
**Forty-Seventh Legislature**  
OF THE  
**STATE OF MONTANA**  
**Volume I**

**Held in Helena, the Seat of Government  
Commencing in Regular Session January 5, 1981  
and Ending April 23, 1981**

Bob Marks  
Speaker of the House

Don Byrd  
Chief Clerk of the House

Rosana Winterburn  
Journal Clerk

Data Entry Clerks  
Nancy Ritz  
Patricia Small

**PUBLISHED BY  
THE MONTANA LEGISLATIVE COUNCIL**





OFFICERS AND MEMBERS  
OF THE MONTANA  
HOUSE OF REPRESENTATIVES  
1981

# HOUSE JOURNAL

OF THE

## Forty-Seventh Legislature

OF THE

## State of Montana

Commencing in Regular Session

January 5, 1981 and Ending April 23, 1981

Published by  
The Montana Legislative Council  
Room 138 State Capitol  
Helena, Montana 59620

Diana S. Dowling  
Executive Director



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# OFFICERS AND MEMBERS OF THE MONTANA HOUSE OF REPRESENTATIVES 1981

100 Members

57 Republicans  
43 Democrats

87 Men  
13 Women

## OFFICERS

Speaker ..... Bob Marks  
Speaker Pro Tempore ..... Art Lund  
Majority Floor Leader ..... Harrison Fagg  
Majority Whip ..... Bobby Spilker  
Minority Floor Leader ..... Dan Kemmis  
Minority Whip ..... Wm. "Red" Menahan  
Chief Clerk ..... Don Byrd

## MEMBERS

NAME	RESIDENCE OR MAILING ADDRESS	DIST. NO.	COUNTY OF RESIDENCE	POLITICS
Abrams, Hubert J.	Wibaux 59353	56	Wibaux	Democrat
Anderson, Robert Lewis	Box 8, Bigfork 59911	16	Flathead	Republican
Andreason, Aaron W.	325 O'Connell Drive, Lolo 59847	24	Missoula	Republican
Asay, Tom	Rural Route 2, Forsyth 59327	50	Rosebud	Republican
Azzara, James D.	305 S. 4th West, Missoula 59801	96	Missoula	Democrat
Bardanouve, Francis	Box 367, Harlem 59526	6	Blaine	Democrat
Bengtson, Esther G.	Shepherd 59079	59	Yellowstone	Democrat
Bennett, Gary W.	P.O. Box 1516, Columbia Falls 59912	15	Flathead	Republican
Bergene, Toni	511 29th Ave. N.E., Great Falls 59404	36	Cascade	Republican
Bertelsen, Verner L.	Rural Route #1, Ovando 59854	27	Powell	Republican
Brand, Joe	800 Montana Avenue, Deer Lodge 59722	28	Powell	Democrat
Briggs, G. H. "Harold"	505 Skyline Drive, Dillon 59725	82	Beaverhead	Republican
Brown, Dave	3040 Ottawa, Butte 59701	83	Silver Bow	Democrat
Burnett, James H. "Jim"	Box 13B, Route #1, Luther 59051	71	Carbon	Republican
Conn, Alison R.	Box 202, Kalispell 59901	17	Flathead	Republican
Conroy, Thomas R.	607 W. 3rd Street, Hardin 59034	58	Big Horn	Democrat
Cozzens, Chuck	1811 28th St. W., Billings 59102	64	Yellowstone	Republican
Curtiss, Aubyn A.	Box 216, Fortine 59918	20	Lincoln	Republican
Daily, Fred "Fritz"	1057 West Steel, Butte 59701	87	Silver Bow	Democrat
Devlin, Michael G. "Gerry"	Box 186, Terry 59349	52	Prairie	Republican
Donaldson, Gene	3890 Helberg Drive, Helena 59601	29	Lewis and Clark	Republican
Dozier, Robert	P.O. Box 1051, Billings 59103	61	Yellowstone	Democrat
Dussault, Ann Mary	P.O. Box 8207, Missoula 59807	95	Missoula	Democrat
Ellerd, Robert A.	2206 Bridger Drive, Bozeman 59715	75	Gallatin	Republican
Ellison, Orval S.	West Boulder Rt., McLeod 59052	73	Park	Republican
Ernst, Gene N.	P.O. Box 39, Stanford 59479	47	Judith Basin	Republican
Eudaily, Ralph S.	234 Kensington Ave., Missoula 59801	100	Missoula	Republican
Fabrega, W. Jay	812 Grizzly Drive, Great Falls 59404	44	Cascade	Republican
Fagg, Harrison G.	1414 Mystic, Billings 59102	63	Yellowstone	Republican
Feda, G. C. "Jerry"	206 2nd Avenue N., Glasgow 59230	4	Valley	Republican
Gould, R. Budd	2121 35th Avenue, Missoula 59801	98	Missoula	Republican
Hannah, Tom	2228 Beloit, Billings 59102	67	Yellowstone	Republican
Hanson, B. T. "Ben"	3015 Martinwood Rd., Missoula 59801	93	Missoula	Republican
Harp, John G.	134 Park Avenue, Kalispell 59901	19	Flathead	Republican
Harper, Hal	#9 Cracker Drive, Helena 59601	30	Lewis and Clark	Democrat



# HOUSE OF REPRESENTATIVES

(Continued)

NAME	RESIDENCE OR MAILING ADDRESS	DIST. NO.	COUNTY OF RESIDENCE	POLITICS
Harrington, Dan W.	1201 N. Excelsior, Butte 59701	88	Silver Bow	Democrat
Hart, Marjorie	Box 25, Glendive 59330	55	Dawson	Democrat
Hemstad, Andrea "Andy"	P.O. Box 1314, Great Falls 59403	40	Cascade	Republican
Holliday, Gay	Box 316, Roundup 59072	46	Musselshell	Democrat
Huennekens, Herb	3216 Rimrock Rd., Billings 59102	68	Yellowstone	Democrat
Hurwitz, Burt L.	Box 304, White Sulphur Springs 59645	45	Meagher	Republican
Iverson, Dennis	Box 66, Whitlash 59545	9	Liberty	Republican
Jacobsen, Glenn E.	Box 186, Plentywood 59254	1	Sheridan	Democrat
Jensen, William Ray	Rt. 1, Box 75, St. Ignatius 59865	25	Lake	Republican
Kanduch, Joe F., Sr.	Barker Creek, Anaconda 59711	89	Deer Lodge	Democrat
Keedy, Michael H.	498 Van Sant Road, Kalispell 59901	18	Flathead	Democrat
Kemmis, Daniel	Box 8687, Missoula 59807	94	Missoula	Democrat
Kennerly, Roland F.	Box 437, Babb 59411	14	Glacier	Democrat
Kessler, Gerald R.	237 Avenue B, Billings 59101	66	Yellowstone	Democrat
Keyser, Kerry	Box 126, Ennis 59729	81	Madison	Republican
Kitselman, Les	1148 Patriot Street, Billings 59101	60	Yellowstone	Republican
Kropp, Paul K.	Box 520, Malta 59538	5	Phillips	Republican
Lory, Earl C.	4795 Miller Creek Rd., Missoula 59801	99	Missoula	Republican
Lund, Art	Box 806, Scooby 59263	2	Daniels	Republican
Manning, Richard E. "Dick"	810 7th Avenue N., Great Falls 59401	35	Cascade	Democrat
Manuel, Rex	R.R. 1, Box 42, Fairfield 59436	11	Teton	Democrat
Marks, Robert L. "Bob"	Box 302 Lump Gulch Rt., Clancy 59634	80	Jefferson	Republican
Matsko, John G.	P.O. Box 2405, Great Falls 59403	38	Cascade	Republican
McBride, Kathleen	3111 Carter Street, Butte 59701	85	Silver Bow	Democrat
McLane, Jean	Box 190, Laurel 59044	72	Yellowstone	Republican
Menahan, William "Red"	1304 W. 5th Street, Anaconda 59711	90	Deer Lodge	Democrat
Metcalf, Jerry	201 Vawter Street, Helena 59601	31	Lewis and Clark	Democrat
Meyer, Darryl	5306 4th Avenue S., Great Falls 59405	42	Cascade	Republican
Moore, Jack K.	1200 32nd Street S., #85, Great Falls 59405	41	Cascade	Republican
Mueller, Glenn H.	P.O. Box 334, Libby 59923	21	Lincoln	Republican
Neuman, Ted	Box 87, Vaughn 59487	33	Cascade	Democrat
Nilson, L. H. "Les"	917 3rd Avenue So., Great Falls 59405	37	Cascade	Democrat
Nordtvedt, Kenneth	118 Sourdough Ridge, Bozeman 59715	77	Gallatin	Republican
Oberg, Danny	612 16th Street, Havre 59501	8	Hill	Democrat
O'Connell, Helen G.	703 4th Avenue S.W., Great Falls 59404	34	Cascade	Democrat
O'Hara, David A.	209 Avenue E, Billings 59101	62	Yellowstone	Republican
Pavlovich, Robert J. "Bob"	1375 Harrison Avenue, Butte 59701	86	Silver Bow	Democrat
Phillips, John E.	P.O. Box 7031, Great Falls 59406	43	Cascade	Republican
Pistoria, Paul G.	2421 Central Ave., Great Falls 59401	39	Cascade	Democrat
Quilici, Joe	3040 Kossuth, Butte 59701	84	Silver Bow	Democrat
Robbins, Ken	Conner 59827	91	Ravalli	Democrat
Roth, Audrey G.	P.O. Box 489, Big Sandy 59520	10	Chouteau	Republican
Roush, Glenn A.	P.O. Box 195, Cut Bank 59427	13	Glacier	Democrat
Ryan, John A.	SR 59360 A, Box 8, Brusett 59318	49	Garfield	Republican
Sales, Walter R.	Rt. 1, Box 37, Manhattan 59741	79	Gallatin	Republican
Schultz, James M.	1210 7th Ave. N., Lewistown 59457	48	Fergus	Republican
Seifert, Carl A.	Route 1, Box 45B, Polson 59860	26	Lake	Republican
Shelden, Arthur H. "Art"	Route 1, Box 1650, Libby 59923	22	Lincoln	Democrat
Shontz, John M.	Rt. 1, Box 129A, Sidney 59270	53	Richland	Democrat
Sivertsen, Robert	Box 2226, Havre 59501	7	Hill	Republican
Smith, Carl M.	Olive 59343	57	Powder River	Republican
Spilker, Barbara J. "Bobby"	801 Harrison Avenue, Helena 59601	32	Lewis and Clark	Republican
Stobie, Chris H.	Eddy Route 2, Box 44, Thom. Fls. 59873	23	Sanders	Republican
Switzer, L. Dean	Richey 59259	54	Dawson	Republican
Teague, Wes	2902 Minnesota, Billings 59101	69	Yellowstone	Democrat
Thoft, Bob	1520 So. Burnt Fork Rd., Stevensville 59870	92	Ravalli	Republican
Underdal, Melvin	Box 605, Shelby 59474	12	Toole	Republican
Vincent, John	209 East Lamme, Bozeman 59715	78	Gallatin	Democrat
Vinger, Orren C.	517 Johnson, Wolf Point 59201	3	Roosevelt	Republican
Waldron, Steve	P.O. Box 5233, Missoula 59806	97	Missoula	Democrat
Wallin, Norm	2422 Springcreek Drive, Bozeman 59715	76	Gallatin	Republican
Williams, J. Melvin "Mel"	P.O. Box 245, Laurel 59044	70	Yellowstone	Democrat
Winslow, Calvin	1240 Crawford, Billings 59102	65	Yellowstone	Republican
Yardley, Dan	P.O. Box 482, Livingston 59047	74	Park	Democrat
Zabrocki, Carl J.	Rte. 2, Box 3166, Miles City 59301	51	Custer	Democrat

# HOUSE STANDING COMMITTEES

## Agriculture, Livestock and Irrigation

M.W.F., 12:30-2:00 p.m., Room 436

Smith, Carl, Chairman  
Schultz, Jim, Vice-Chairman  
Bengtson, Esther  
Briggs, Harold  
Conroy, Tom  
Ellerd, Bob  
Ernst, Gene  
Feda, Jerry  
Holliday, Gay  
Jacobsen, Glenn  
Jensen, Ray  
Manuel, Rex  
McLane, Jean  
Robbins, Ken  
Roush, Glenn  
Ryan, John  
Underdal, Melvin

Council Staff: Bob Person

## Appropriations

Mon thru Fri, 8:00-11:30 a.m., Room 104

Lund, Art, Chairman  
Moore, Jack, Vice-Chairman  
Bardanoue, Francis  
Bengtson, Esther  
Conroy, Tom  
Cozzens, Chuck  
Donaldson, Gene  
Ernst, Gene  
Hemstad, Andy  
Hurwitz, Burt  
Lory, Earl  
Manuel, Rex  
Quilici, Joe  
Shontz, John  
Stobie, Chris  
Thoft, Bob  
Waldron, Steve

Fiscal Analyst Staff: Judy Rippingale

# APPROPRIATIONS — FINANCE AND CLAIMS

## Joint Subcommittees

### *Education and Cultural Resources*

Representative Donaldson, Chairman  
Representative Thoft  
Representative Bengston  
Senator Nelson, Vice-Chairman  
Senator Haffey  
Senator Jacobson

Fiscal Analyst Staff: Curt Nichols  
Bruce Shively  
John Bebee

### *Human Services*

Representative Hurwitz, Chairman  
Representative Waldron  
Representative Bardanouve  
Senator Story, Vice-Chairman  
Senator Aklestad  
Senator Regan

Fiscal Analyst Staff: Judy Rippingale  
John Bebee

### *Institutions*

Representative Moore, Chairman  
Representative Ernst  
Representative Conroy  
Senator Etchart, Vice-Chairman  
Senator Thomas  
Senator Johnson

Fiscal Analyst Staff: Ray Hoffman  
Norman Rostocki

### *Legislative, Judicial, Administrative*

Representative Lory, Chairman  
Representative Shontz  
Representative Quilici  
Senator Dover, Vice-Chairman  
Senator Keating  
Senator Van Valkenburg

Fiscal Analyst Staff: JanDee May  
Barbara Bartell

### *Long Range Building*

Representative Moore, Chairman  
Representative Bardanouve  
Representative Donaldson  
Representative Hurwitz  
Representative Manuel  
Senator Etchart, Vice-Chairman  
Senator Haffey  
Senator Thomas  
Senator Himsl

Fiscal Analyst Staff: Bob Robinson  
Ray Hoffman



## ***Natural Resources and Business Regulation***

Representative Stobie, Chairman

Representative Hemstad

Representative Manuel

Representative Cozzens

Senator Smith, Vice-Chairman

Senator Boylan

Senator Stimatz

Fiscal Analyst Staff: Bob Robinson

## **Business and Industry**

Mon thru Fri, 8:00-11:30 a.m., Room 129

Fabrega, Jay, Chairman  
Jensen, Ray, Vice-Chairman  
Andreason, Aaron  
Bergene, Toni  
Ellerd, Bob  
Ellison, Orval  
Harper, Hal  
Jacobsen, Glenn  
Kessler, Gerald  
Kitselman, Les  
Manning, Dick  
Metcalf, Jerry  
Meyer, Darryl  
O'Hara, David  
Pavlovich, Bob  
Robbins, Ken  
Schultz, Jim  
Vincent, John  
Wallin, Norm

Council Staff: Paul Verdon

## Education and Cultural Resources

M.W.F., 12:30-2:00 p.m., Room 129

Eudaily, Ralph, Chairman  
Anderson, Bob, Vice-Chairman  
Andreason, Aaron  
Azzara, James  
Donaldson, Gene  
Dussault, Ann Mary  
Hannah, Tom  
Hanson, Ben  
Kennerly, Roland  
Kitselman, Les  
Lory, Earl  
Meyer, Darryl  
O'Hara, David  
Teague, Wes  
Vincent, John  
Williams, Mel  
Yardley, Dan

Council Staff: Lee Heiman

## Fish and Game

T.Th.Sat., 12:30-2:00 p.m., Room 436

Ellison, Orval, Chairman  
Devlin, Gerry, Vice-Chairman  
Bennett, Gary  
Burnett, Jim  
Daily, Fritz  
Fedra, Jerry  
Hart, Marjorie  
Jacobsen, Glenn  
Jensen, Ray  
Manuel, Rex  
McLane, Jean  
Mueller, Glenn  
Nilson, Les  
Phillips, John  
Robbins, Ken  
Roush, Glenn  
Ryan, John

Council Staff: Russ Josephson



## Highways and Transportation

T.Th.Sat., 12:30-2:00 p.m., Room 437

Kropp, Paul, Chairman  
Meyer, Darryl, Vice-Chairman  
Abrams, Hubert  
Anderson, Bob  
Brand, Joe  
Fabrega, Jay  
Harp, John  
Hemstad, Andy  
Iverson, Dennis  
Kanduch, Joe  
Metcalf, Jerry  
Oberg, Danny  
Shontz, John  
Stobie, Chris  
Wallin, Norm  
Winslow, Calvin  
Zabrocki, Carl

Council Staff: Greg Petesch

## Human Services

M.W.F., 12:30-2:00 p.m., Room 103

Gould, Budd, Chairman  
Winslow, Calvin, Vice-Chairman  
Bardanoue, Francis  
Bennett, Gary  
Bergene, Toni  
Brand, Joe  
Conn, Alison  
Devlin, Gerry  
Keyser, Kerry  
Manning, Dick  
Menahan, William "Red"  
Metcalf, Jerry  
Nilson, Les  
Pavlovich, Bob  
Seifert, Carl  
Sivertsen, Bob  
Switzer, Dean

Council Staff: Russ Josephson

## **Judiciary**

Mon thru Fri, 8:00-11:30 a.m., Room 437

Keyser, Kerry, Chairman  
Seifert, Carl, Vice-Chairman  
Abrams, Hubert  
Anderson, Bob  
Bennett, Gary  
Brown, Dave  
Conn, Alison  
Curtiss, Aubyn  
Daily, Fritz  
Eudaily, Ralph  
Hannah, Tom  
Huennekens, Herb  
Iverson, Dennis  
Keedy, Michael  
Matsko, John  
McLane, Jean  
Shelden, Art  
Teague, Wes  
Yardley, Dan

Council Staff: Jim Lear

## **Labor and Employment Relations**

T.Th.Sat., 12:30-2:00 p.m., Room 129

Ellerd, Bob, Chairman  
Underdal, Melvin, Vice-Chairman  
Briggs, Harold  
Dozier, Robert  
Hanson, Ben  
Harper, Hal  
Harrington, Dan  
Keedy, Michael  
Keyser, Kerry  
Menahan, William  
O'Connell, Helen  
Pavlovich, Bob  
Seifert, Carl  
Schultz, Jim  
Sivertsen, Bob  
Thoft, Bob  
Vinger, Orren

Council Staff: Anne Brodsky

## **Legislative Administration—Bills and Journal**

On Call

Spilker, Bobby, Chairman  
Meyer, Darryl, Vice-Chairman  
Curtiss, Aubyn  
Kanduch, Joe  
Zabrocki, Carl

## Local Government

T.Th.Sat., 12:30-2:00 p.m., Room 103

Bertelsen, Verner, Chairman  
Vinger, Orren, Vice-Chairman  
Andreason, Aaron  
Azzara, James  
Bergene, Toni  
Dussault, Ann Mary  
Gould, Budd  
Hannah, Tom  
Holliday, Gay  
Hurwitz, Burt  
Kessler, Gerald  
Kitselman, Les  
Matsko, John  
McBride, Kathleen  
Neuman, Ted  
Pistoria, Paul  
Sales, Walter  
Switzer, Dean  
Waldron, Steve

Council Staff: Lee Heiman

## Natural Resources

M.W.F., 12:30-2:00 p.m., Room 437

Iverson, Dennis, Chairman  
Burnett, Jim, Vice-Chairman  
Abrams, Hubert  
Asay, Tom  
Bertelsen, Verner  
Brown, Dave  
Cozzens, Chuck  
Curtiss, Aubyn  
Harp, John  
Hart, Marjorie  
Huennekens, Herb  
Keedy, Michael  
Mueller, Glenn  
Neuman, Ted  
Nordtvedt, Ken  
Quilici, Joe  
Roth, Audrey  
Sales, Walter  
Shelden, Art

Council Staff: Deborah Schmidt

## Rules

On Call

Fagg, Harrison, Chairman  
Marks, Bob, Vice-Chairman  
Dussault, Ann Mary  
Kemmis, Dan  
Lund, Art  
Menahan, Red  
Moore, Jack  
Sivertsen, Bob  
Spilker, Bobby  
Vincent, John



## **State Administration**

Mon thru Fri, 8:00-11:30 a.m., Room 436

Feda, Jerry, Chairman  
Sales, Walter, Vice-Chairman  
Azzara, James  
Briggs, Harold  
Dussault, Ann Mary  
Hanson, Ben  
Holliday, Gay  
Kanduch, Joe  
Kennerly, Roland  
Kropp, Paul  
McBride, Kathleen  
Mueller, Glenn  
O'Connell, Helen  
Phillips, John  
Pistoria, Paul  
Ryan, John  
Smith, Carl  
Spilker, Bobby  
Winslow, Calvin

Council Staff: Lois Menzies

## **Taxation**

Mon thru Fri, 8:00-11:30 a.m., Room 103

Nordtvedt, Ken, Chairman  
Sivertsen, Bob, Vice-Chairman  
Asay, Tom  
Bertelsen, Verner  
Brand, Joe  
Burnett, Jim  
Devlin, Gerry  
Dozier, Robert  
Harp, John  
Harrington, Dan  
Hart, Marjorie  
Neuman, Ted  
Oberg, Danny  
Roth, Audrey  
Switzer, Dean  
Underdal, Mel  
Vinger, Orren  
Williams, Mel  
Zabrocki, Carl

Council Staff: Jim Oppedahl

# LEGISLATIVE COMMITTEES

## Administrative Code Committee

### Senate

Lawrence G. Stimatz, V.-Chr.  
H. W. Hammond  
Pete Story  
Bill Thomas

### House

Chris Stobie, Chr.  
Fritz Daily  
Hal Harper  
James Schultz

## Capitol Building and Planning Committee

### Senate

Chet Blaylock  
Max Conover  
Carroll Graham, V.-Chr.  
Jan Johnson  
S. A. Olson  
Pete Story

### House

W. Jay Fabrega  
Dan W. Harrington  
Joe F. Kanduch  
Bob Marks  
Bobby Spilker, Chr.  
Jerry Metcalf

Morris Brussett, Director  
Department of Administration  
Phil Hauck, Administrator  
Architecture & Engineering Division  
Dave Lewis, Governor's Office  
Gus Byrom, Lewis & Clark Areawide  
Planning Organization

## Energy Policy Committee

### Senate

Harry Berg  
Chet Blaylock  
Harold Dover  
Jean Turnage

### House

James Azzara  
Aubyn Curtiss  
Dan Kemmis  
Bob Marks

## Environmental Quality Council

### Senate

Dorothy Eck  
Harold Dover  
Michael Halligan  
Gary Lee

### House

Dave Brown, V.-Chr.  
Gay Holliday  
Dennis Iverson, Chr.  
Dean Switzer

Mr. Leslie Pengelly  
Mr. Dennis Nathe

## Forestry Task Force

### Senate

Elmer D. Severson  
William F. Hafferman

### House

Joe Kanduch  
Burt Hurwitz

## **Indian Affairs**

### **Senate**

Max Conover  
Carroll Graham  
Harold Nelson  
Larry Tveit

### **House**

Tom Asay  
Tom Conroy, Chr.  
Roland Kennerly  
Carl Seifert, V.-Chr.

## **Legislative Audit Committee**

### **Senate**

Matt Himsl, Chr.  
Steve Brown  
Frank Hazelbaker  
Chet Blaylock

### **House**

Kathleen McBride, V.-Chr.  
Jim Burnett  
Robert Anderson  
Steve Waldron

## **Legislative Consumer Committee**

### **Senate**

Paul Boylan  
Allen Kolstad

### **House**

Earl Lory  
Joe Quilici

## **Legislative Council**

### **Senate**

Pat Goodover, Chr.  
Carroll Graham  
Joseph Mazurek  
Jesse O'Hara

### **House**

John Vincent, V.-Chr.  
Burt Hurwitz  
Rex Manuel  
Bobby Spilker

## **Legislative Finance Committee**

### **Senate**

Gary Aklestad  
Jack Haffey  
George McCallum  
Pat Regan  
Ed Smith, Chr.  
Fred Van Valkenburg

### **House**

Francis Bardanouve  
Esther Bengtson  
Tom Conroy, V.-Chr.  
Gene Donaldson  
Bob Marks  
Jack Moore

## **Districting and Apportionment Commission**

### **Senate**

Eugene Mahoney, Chr.  
Nancy Aagenes  
Louise Galt

### **House**

John Kuhr  
James Pasma



## **Revenue Oversight Committee**

### **Senate**

Bob Brown  
Jack Galt  
Bill Norman  
Patrick Ryan  
Thomas Towe, Chr.  
Jean Turnage

### **House**

Jay Fabrega, V.-Chr.  
Herb Huennekens  
Kenneth Nordtvedt  
John Shontz  
Robert Sivertsen  
J. Melvin Williams

## **Coal Tax Advocacy Oversight Committee**

### **Senate**

Stan Stephens, Chr.  
Chet Blaylock

### **House**

Harrison Fagg  
John Vincent

## **Coal Tax Oversight Subcommittee**

### **Senate**

Roger H. Elliott  
Dave Manning, V.-Chr.

### **House**

Glenn Roush  
Cal Winslow, Chr.

## **Water Resources Oversight Committee**

### **Senate**

Paul F. Boylan  
Mark Etchart  
Tom Hager, Chr.  
Lawrence G. Stimatz

### **House**

Hubert Abrams  
Ted Neuman  
Audrey Roth, V.-Chr.  
Bob Thoft

# HOUSE JOURNAL

OF THE

## Forty-seventh Legislature

OF THE

### State of Montana

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#### FIRST LEGISLATIVE DAY

Helena, Montana  
January 5, 1981

House Chambers  
Capitol Building

Pursuant to the Constitution of the State of Montana, at the hour of 12:00 noon, the House of Representatives of the Forty-seventh Legislature of the State of Montana was called to order by the Honorable Jim Waltermire, Secretary of State of Montana, who extended greetings to the members on behalf of the State of Montana.

The Secretary of State then announced the following temporary appointments: Reverend John Moes of Helena, Montana, Temporary Chaplain; Bob White of Lewistown, Montana, Temporary Sergeant-at-Arms; Don Byrd of Helena, Montana, Temporary Chief Clerk of the House; and Rosana Winterburn of Helena, Montana, Temporary Journal Clerk.

Posting of the Colors by Lieutenant McEnaney and the members of the Montana National Guard, and the Pledge of Allegiance to the Flag by the members followed.

Invocation was given by Reverend John Moes.

The Chief Clerk called the roll by districts as follows: District No. 1, Glenn E. Jacobsen; District No. 2, Art Lund; District No. 3, Orren C. Vinger; District No. 4, G. C. "Jerry" Fedas; District No. 5, Paul K. Kropp; District No. 6, Francis Bardanoue; District No. 7, Robert Sivertsen; District No. 8, Danny Oberg; District No. 9, Dennis Iverson; District No. 10, Audrey G. Roth; District No. 11, Rex Manuel; District No. 12, Melvin Underdal; District No. 13, Glenn A. Roush; District No. 14, Roland F. Kennerly; District No. 15, Gary W. Bennett; District No. 16, Robert Lewis Anderson; District No. 17, Alison R. Conn; District No. 18, Michael H. Keedy; District No. 19, John G. Harp; District No. 20, Aubyn A. Curtiss; District No. 21, Glenn H. Mueller; District No. 22, Arthur H. "Art" Shelden; District No. 23, Chris H. Stobie; District No. 24, Aaron W. Andreason; District No. 25, William Ray Jensen; District No. 26, Carl A. Seifert; District No. 27, Verner L. Bertelsen; District No. 28, Joe Brand; District No. 29, Gene Donaldson; District No. 30, Hal Harper; District No. 31, Jerry Metcalf; District No. 32, Barbara J. "Bobby" Spilker; District No. 33, Ted Neuman; District No. 34, Helen G. O'Connell; District No. 35, Richard E. "Dick" Manning; District No. 36, Toni Bergene; District No. 37, L. H. "Les" Nilson; District No. 38, John G. Matsko; District

No. 39, Paul G. Pistoria; District No. 40, Andrea "Andy" Hemstad; District No. 41, Jack K. Moore; District No. 42, Darryl Meyer; District No. 43, John E. Phillips; District No. 44, W. Jay Fabrega; District No. 45, Burt L. Hurwitz; District No. 46, Gay Holliday; District No. 47, Gene N. Ernst; District No. 48, James M. Schultz; District No. 49, John A. Ryan; District No. 50, Tom Asay; District No. 51, Carl J. Zabrocki; District No. 52, Michael G. "Gerry" Devlin; District No. 53, John M. Shontz; District No. 54, L. Dean Switzer; District No. 55, Marjorie Hart; District No. 56, Hubert J. Abrams; District No. 57, Carl M. Smith; District No. 58, Thomas R. Conroy; District No. 59, Esther G. Bengtson; District No. 60, Les Kitselman; District No. 61, Robert Dozier; District No. 62, David A. O'Hara; District No. 63, Harrison G. Fagg; District No. 64, Chuck Cozzens; District No. 65, Calvin Winslow; District No. 66, Gerald R. Kessler; District No. 67, Tom Hannah; District No. 68, Herb Huennekens; District No. 69, Wes Teague; District No. 70, J. Melvin "Mel" Williams; District No. 71, James H. "Jim" Burnett; District No. 72, Jean McLane; District No. 73, Orval S. Ellison; District No. 74, Dan Yardley; District No. 75, Robert A. Ellerd; District No. 76, Norm Wallin; District No. 77, Kenneth Nordtvedt; District No. 78, John Vincent; District No. 79, Walter R. Sales; District No. 80, Robert L. "Bob" Marks; District No. 81, Kerry Keyser; District No. 82, G. H. "Harold" Briggs; District No. 83, Dave Brown; District No. 84, Joe Quilici; District No. 85, Kathleen McBride; District No. 86, Robert J. "Bob" Pavlovich; District No. 87, Fred "Fritz" Daily; District No. 88, Dan W. Harrington; District No. 89, Joe F. Kanduch, Sr.; District No. 90, William "Red" Menahan; District No. 91, Ken Robbins; District No. 92, Bob Thoft; District No. 93, B. T. "Ben" Hanson; District No. 94, Daniel Kemmis; District No. 95, Ann Mary Dussault; District No. 96, James D. Azzara; District No. 97, Steve Waldron; District No. 98, R. Budd Gould; District No. 99, Earl C. Lory; District No. 100, Ralph S. Eudaily.

Secretary of State Jim Waltermire introduced the Honorable John C. Harrison, Associate Justice of the Montana Supreme Court, who administered the following oath:

"I do solemnly swear that I will support, protect and defend the Constitution of the United States, and the Constitution of the State of Montana, and that I will discharge the duties of my office as representative with fidelity. SO HELP ME GOD."

Thereupon, having presented their certificates of election, the House members subscribed the foregoing oath.

The Secretary of State called for nominations for Speaker of the House of Representatives. Representative Fagg, District No. 63, nominated Representative Robert L. Marks, District No. 80. Representative Menahan, District No. 90, nominated Representative Daniel Kemmis, District No. 94. Nominations were closed and the following votes were cast:

For Representative Marks: Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedas, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Kemmis, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow. Total 57.

For Representative Kemmis: Abrams, Azzara, Bardanouve, Bengtson, Brand, Brown, Conroy, Daily, Dozier, Dussault, Harper, Harrington, Hart,



Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kennerly, Kessler, Manning, Manuel, Marks, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki. Total 43.

Representatives Fagg and Kemmis escorted the newly-elected Speaker, Robert L. Marks, to the rostrum where he was formally introduced by the Secretary of State and presented with the Speaker's gavel. At this time the Speaker delivered the following address:

Thank you Secretary of State Waltermire, Justice Harrison, Lt. McEnaney and the members of the Montana National Guard for your impressive part in our opening ceremonies.

Fellow members of the House of Representatives, I welcome you to the 47th Montana Legislature. I thank you for the opportunity to serve as Speaker of this House and I look forward to working with you during the session and for the next two years.

It is an honor to serve as your leader but I am also aware of the responsibility of this office. With that in mind I pledge to be at your service to assist you in any reasonable request you may have during your labors here.

When we took our oaths of office a few minutes ago each and every one of us assumed a position of responsibility and trust. We must each do our best to warrant that trust.

I am impressed with the many talents and capabilities and the tenacity of you veteran legislators, and I am especially pleased with the quality of the freshmen who I have had an opportunity to meet. We should now use our diverse individual talents—work together—and address the problems and challenges that face our state.

In your zeal to solve the problems of your constituency and the state—be careful that the “quick fix” does not create new problems. Don't correct a mistake with another mistake.

I am sure that you have some very good ideas on how to solve our state's problems—however a greater challenge is to make the best of Montana's many opportunities.

We have in our state abundant natural resources—minerals, timber, water, productive land, scenery, wilderness, wildlife.

We have a workforce and ingenuity that can make productive use of all of these, while at the same time keeping our traditional high quality of life in Montana.

*OPPORTUNITY IS KNOCKING.* Please don't close the door on it.

The image you build in the eyes of your constituents depends on how you apply yourselves in the months ahead. I can tell you with certainty that if we work hard together in a positive *manner* our image as a legislature will be greatly enhanced.

I *expect* all of us to work hard—the reward for our hard work will be the pride that we did our best. Let's make the citizens of Montana proud of the 47th Legislature.

The Speaker then introduced former Secretary of State Frank Murray and thanked him for his many years of service to the State of Montana.

### MOTIONS

Representative Fagg moved that the House consider all members who have taken the oath of office duly elected and qualified. Motion carried.



Representative Spilker nominated the following officers of the House of Representatives for the Forty-seventh Legislature: Speaker Pro Tem, Art Lund; Majority Leader, Harrison Fagg; Chief Clerk, Don Byr; Sergeant-at-Arms, Bob White; Chaplain, John Moes.

Representative Kemmis moved that a unanimous ballot be cast for the above nominees. Motion carried.

Representative Fagg moved that the temporary rules of the House be the Joint Rules of the House and Senate of the Forty-sixth Legislature. Motion carried.

Representative Fagg moved that the temporary rules of the House be the House Rules of the Forty-sixth Legislative Assembly. Motion carried.

Representative Fagg moved that the Speaker appoint a committee of five members to notify his Excellency, the Governor, that the House is now organized and ready to receive any messages he wishes to deliver and also to learn the time set for his message. Motion carried.

Speaker Marks appointed Representatives Lund (Chairman), Moore, Hemstad, Bardanouve, and Brand, and they were dismissed from the chamber.

Representative Fagg moved that the Speaker appoint a committee of five members to inform the Honorable Senate that the House is now organized and ready to do business and that the House wishes them God's speed. Motion carried.

Speaker Marks appointed Representatives Smith (Chairman), Roth, Hurwitz, Menahan, and Robbins, and they were dismissed from the chamber.

Representative Fagg moved that the Speaker appoint a committee of five members to inform the Chief Justice and members of the Supreme Court that the House is now organized and ready for business. Motion carried.

Speaker Marks appointed Representatives Curtiss (Chairman), Keyser, Ellerd, Daily, and Dussault, and they were dismissed from the chamber.

While the House was at ease awaiting the return of the committees, Speaker Marks introduced his wife Barbara, his son Bob and daughter-in-law Kathy, his grandson Justin, whom he noted was born on Lincoln's birthday, and his son Rick.

### REPORTS OF SELECT COMMITTEES

A committee from the Senate composed of Senators Himsl, McCallum, and Norman was admitted and advised the House that the Senate was organized (and had been for some time) and was ready for business.

The committee appointed to notify the Governor reported that the Governor extends his best wishes and that the time for his State of the State Address will be Thursday, January 8, 1981, at 11 a.m. in the House chamber.

The committee appointed to notify the Senate reported that it had done so.

The committee appointed to notify the Supreme Court reported that the Judiciary was out to lunch and that they had left the message.

The committees were thanked for their service and discharged.

## REPORTS OF STANDING COMMITTEES

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Spilker,  
Chairman): 1/5/81

Respectfully recommend that the attaches approved by the Committee  
on Legislative Administration be approved by this body:

Don Byrd .....	Chief Clerk
Bob White .....	Sergeant-at-Arms
John Moes .....	Chaplain
Wayne Phillips .....	Assistant Chief Clerk
Rachel Thompson .....	Secretary to Chief Clerk
Sylvia Merrill .....	Secretary to Assistant Chief Clerk
Ruth Leu .....	Clerk Typist
Louisa Richardson .....	Bills Clerk
Sandy Connors .....	Assistant Bills Clerk
John Fabrega .....	Reading Clerk
Mike Pieper .....	Reading Clerk
Bobbie Rintala .....	Steno Status
Paul Fossum .....	Posting Clerk
Rosana Winterburn .....	Journal Clerk
Julia Vogl .....	Assistant Journal Clerk
Madeline Samson .....	Bills Coordinator
Reed Wolstein .....	Assistant Bills Coordinator
James Weir .....	Amendments Coordinator
Martha Pool Brass .....	Secretary to Speaker
Denise Thompson .....	Secretary to Majority Leader
Jo Ann Owens .....	Secretary to Minority Leader
Ed Bell .....	Assistant Sergeant-at-Arms
Chuckie Cramer .....	Assistant Sergeant-at-Arms
Vencie Terrell .....	Doorman 3rd Floor
Charles Willis .....	Doorman 4th Floor
Becky Meyer .....	Supply Clerk/Page Supervisor
Jeannie Greenfield .....	Chief Steno
Shirley A. Clausen .....	Assistant Chief Steno
Norman Eck .....	Proofreader
Elaine Eck .....	Proofreader
Leona Williams .....	Com. Sec. Agriculture & Nat. Res. Sub-Com.
Lois Lofstrom .....	Com. Sec. Appr. & Elected Officials Sub-Com.
Jo Lahti .....	Com. Sec. Business and Industry
Emelia Satre .....	Com. Sec. Education & Labor
Ellen Engstedt .....	Com. Sec. Highways & Natural Resources
Maureen Richardson .....	Com. Sec. Judiciary
Helen Misowic .....	Com. Sec. Public Health & Local Government
Cathy Martin .....	Com. Sec. State Administration
Debbie Andrus .....	Com. Sec. Taxation
Patricia Bennett .....	Sub-Com. Sec. Education
Vicki Lofthouse .....	Sub-Com. Sec. Human Services
Mitzie Grover .....	Sub-Com. Sec. Institutions
Kenneth McDonald .....	Security Guard
B.H. "Bud" Sautter .....	Security Guard
Harry Draper .....	Security Guard
Eugene Kreis .....	Security Guard
Eva Wirth .....	Steno Pool
Janean Meacham .....	Steno Pool
Marjorie Burkitt .....	Steno Pool
Dorothy Higgins .....	Steno Pool
Denise Morley .....	Steno Pool

Vicki Kroll.....	Steno Pool
Louise Trenta.....	Steno Pool
Holly Franz.....	Steno Pool
Jean Tschirgi.....	Steno Pool
Daria Lovi.....	Steno Pool
Zorka DaSilva.....	Steno Pool
Donna Jay.....	Page
Nancy Fries.....	Page
Shawn Lenington.....	Page
Kevin Clinch.....	Page
Darren DeBray.....	Page
Keith Fuhrman.....	Page
Mike Meyer.....	Page
Ronald Benson.....	Page
Mike Casey.....	Permanent Page
Robin Morris.....	Permanent Page

Report adopted.

### SPECIAL ORDERS OF THE DAY

The following committee chairmen and members were announced by the Chief Clerk:

#### AGRICULTURE, LIVESTOCK AND IRRIGATION

Carl Smith, Chairman (R)  
 Jim Schultz, Vice-Chairman (R)  
 Gene Ernst (R)  
 Ray Jensen (R)  
 Bob Ellerd (R)  
 John Ryan (R)  
 Jerry Feda (R)  
 Harold Briggs (R)  
 Melvin Underdal (R)  
 Jean McLane (R)  
 Rex Manuel (D)  
 Esther Bengtson (D)  
 Glenn Jacobsen (D)  
 Ken Robbins (D)  
 Gay Holliday (D)  
 Glenn Roush (D)  
 Tom Conroy (D)

#### APPROPRIATIONS

Art Lund, Chairman (R)  
 Jack Moore, Vice-Chairman (R)  
 Burt Hurwitz (R)  
 Gene Donaldson (R)  
 Chris Stobie (R)  
 Earl Lory (R)  
 Bob Thoft (R)  
 Gene Ernst (R)  
 Andy Hemstad (R)  
 Chuck Cozzens (R)  
 Francis Bardanouve (D)  
 Esther Bengtson (D)  
 Steve Waldron (D)  
 Tom Conroy (D)  
 John Shontz (D)

Joe Quilici (D)  
Rex Manuel (D)

#### BUSINESS AND INDUSTRY

Jay Fabrega, Chairman (R)  
Ray Jensen, Vice-Chairman (R)  
Orval Ellison (R)  
Bob Ellerd (R)  
Darryl Meyer (R)  
Aaron Andreason (R)  
Toni Bergene (R)  
Les Kitselman (R)  
David O'Hara (R)  
Jim Schultz (R)  
Norm Wallin (R)  
John Vincent (D)  
Dick Manning (D)  
Glenn Jacobsen (D)  
Gerald Kessler (D)  
Jerry Metcalf (D)  
Bob Pavlovich (D)  
Ken Robbins (D)  
Hal Harper (D)

#### EDUCATION AND CULTURAL RESOURCES

Ralph Eudaily, Chairman (R)  
Bob Anderson, Vice-Chairman (R)  
Gene Donaldson (R)  
Earl Lory (R)  
Darryl Meyer (R)  
Aaron Andreason (R)  
Les Kitselman (R)  
David O'Hara (R)  
Tom Hannah (R)  
Ben Hanson (R)  
John Vincent (D)  
Ann Mary Dussault (D)  
Dan Yardley (D)  
Roland Kennerly (D)  
Wes Teague (D)  
James Azzara (D)  
Mel Williams (D)

#### FISH AND GAME

Orval Ellison, Chairman (R)  
Gerry Devlin, Vice-Chairman (R)  
Ray Jensen (R)  
Gary Bennett (R)  
Jean McLane (R)  
Jerry Feda (R)  
Glenn Mueller (R)  
John Phillips (R)  
John Ryan (R)  
Jim Burnett (R)  
Rex Manuel (D)  
Glenn Jacobsen (D)  
Ken Robbins (D)



Fritz Daily (D)  
Glenn Roush (D)  
Les Nilson (D)  
Marjorie Hart (D)

#### HIGHWAYS AND TRANSPORTATION

Paul Kropp, Chairman (R)  
Darryl Meyer, Vice-Chairman (R)  
Chris Stobie (R)  
Andy Hemstad (R)  
Jay Fabrega (R)  
Norm Wallin (R)  
Dennis Iverson (R)  
Bob Anderson (R)  
Calvin Winslow (R)  
John Harp (R)  
John Shontz (D)  
Joe Kanduch (D)  
Hubert Abrams (D)  
Joe Brand (D)  
Danny Oberg (D)  
Carl Zabrocki (D)  
Jerry Metcalf (D)

#### HUMAN SERVICES

Budd Gould, Chairman (R)  
Calvin Winslow, Vice-Chairman (R)  
Toni Bergene (R)  
Kerry Keyser (R)  
Carl Seifert (R)  
Gary Bennett (R)  
Alison Conn (R)  
Bob Sivertsen (R)  
Gerry Devlin (R)  
Dean Switzer (R)  
Francis Bardanoue (D)  
Dick Manning (D)  
Jerry Metcalf (D)  
Bob Pavlovich (D)  
Les Nilson (D)  
Joe Brand (D)  
William Menahan (D)

#### JUDICIARY

Kerry Keyser, Chairman (R)  
Carl Seifert, Vice-Chairman (R)  
Gary Bennett (R)  
Alison Conn (R)  
Aubyn Curtiss (R)  
Ralph Eudaily (R)  
Tom Hannah (R)  
Dennis Iverson (R)  
John Matsko (R)  
Jean McLane (R)  
Bob Anderson (R)  
Fritz Daily (D)  
Hubert Abrams (D)

Herb Huennekens (D)  
Art Shelden (D)  
Michael Keedy (D)  
Wes Teague (D)  
Dan Yardley (D)  
Dave Brown (D)

#### LABOR AND EMPLOYMENT RELATIONS

Bob Ellerd, Chairman (R)  
Melvin Underdal, Vice-Chairman (R)  
Bob Thoft (R)  
Bob Sivertsen (R)  
Jim Schultz (R)  
Kerry Keyser (R)  
Carl Seifert (R)  
Harold Briggs (R)  
Ben Hanson (R)  
Orren Vinger (R)  
Hal Harper (D)  
Bob Pavlovich (D)  
Michael Keedy (D)  
Helen O'Connell (D)  
Robert Dozier (D)  
William Menahan (D)  
Dan Harrington (D)

#### LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL

Bobby Spilker, Chairman (R)  
Darryl Meyer, Vice-Chairman (R)  
Aubyn Curtiss (R)  
Joe Kanduch (D)  
Carl Zabrocki (D)

#### LOCAL GOVERNMENT

Verner Bertelsen, Chairman (R)  
Orren Vinger, Vice-Chairman (R)  
Burt Hurwitz (R)  
Aaron Andreason (R)  
Toni Bergene (R)  
Les Kitselman (R)  
Budd Gould (R)  
Tom Hannah (R)  
John Matsko (R)  
Walter Sales (R)  
Dean Switzer (R)  
Steve Waldron (D)  
Gerald Kessler (D)  
Ann Mary Dussault (D)  
Gay Holliday (D)  
Kathleen McBride (D)  
Paul Pistoria (D)  
James Azzara (D)  
Ted Neuman (D)

#### NATURAL RESOURCES

Dennis Iverson, Chairman (R)  
Jim Burnett, Vice-Chairman (R)

Aubyn Curtiss (R)  
Walter Sales (R)  
Glenn Mueller (R)  
Ken Nordtvedt (R)  
Tom Asay (R)  
Verner Bertelsen (R)  
John Harp (R)  
Audrey Roth (R)  
Chuck Cozzens (R)  
Joe Quilici (D)  
Herb Huennekens (D)  
Michael Keedy (D)  
Art Sheldon (D)  
Dave Brown (D)  
Hubert Abrams (D)  
Ted Neuman (D)  
Marjorie Hart (D)

#### RULES

Harrison Fagg, Chairman (R)  
Bob Marks, Vice-Chairman (R)  
Jack Moore (R)  
Bobby Spilker (R)  
Bob Sivertsen (R)  
Art Lund (R)  
John Vincent (D)  
Ann Mary Dussault (D)  
Dan Kemmis (D)  
William Menahan (D)

#### STATE ADMINISTRATION

Jerry Feda, Chairman (R)  
Walter Sales, Vice-Chairman (R)  
Paul Kropp (R)  
Glenn Mueller (R)  
John Phillips (R)  
John Ryan (R)  
Carl Smith (R)  
Bobby Spilker (R)  
Harold Briggs (R)  
Calvin Winslow (R)  
Ben Hanson (R)  
Gay Holliday (D)  
Joe Kanduch (D)  
Roland Kennerly (D)  
Kathleen McBride (D)  
Helen O'Connell (D)  
Paul Pistoria (D)  
Ann Mary Dussault (D)  
James Azzara (D)

#### TAXATION

Ken Nordtvedt, Chairman (R)  
Bob Sivertsen, Vice-Chairman (R)  
Tom Asay (R)  
Verner Bertelsen (R)  
Jim Burnett (R)

Gerry Devlin (R)  
John Harp (R)  
Audrey Roth (R)  
Dean Switzer (R)  
Mel Underdal (R)  
Orren Vinger (R)  
Joe Brand (D)  
Robert Dozier (D)  
Dan Harrington (D)  
Ted Neuman (D)  
Danny Oberg (D)  
Mel Williams (D)  
Carl Zabrocki (D)  
Marjorie Hart (D)

The Speaker then introduced the staff of the rostrum and the Sergeant-at-Arms office.

### ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were then announced by committee chairmen.

Majority Floor Leader Fagg expressed his appreciation to the Democratic leadership for their fair and courteous treatment in the past and that this feeling of cooperation would continue with the Republican leadership. Minority Floor Leader Kemmis responded that their cooperation would continue and that he looked forward to the session.

Representative Fagg moved that the House adjourn until 4:00 p.m., January 6, 1981.

Motion carried.

House adjourned at 1:10 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk





## SECOND LEGISLATIVE DAY

Helena, Montana  
January 6, 1981

House Chambers  
Capitol Building

House convened at 4:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the First Legislative Day, find the same to be correct.

SPIPKER, Chairman

### MOTIONS

Floor Leader Fagg moved that the rules be suspended to allow HB 1, HJR 3, and HR 1 to be introduced. Motion carried.

### REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Lund, Chairman): 1/6/81  
HB 1, do pass. Report adopted.  
HJR 3, do pass. Report adopted.

RULES (Fagg, Chairman): 1/6/81  
HR 1, introduced bill, be amended as follows:

1. Page 1, line 24.

Following: "question"

Insert: ", however, in committee of the whole, no member may speak over 5 minutes on any motion except the member who made the motion on the immediately pending question and that member shall have 5 minutes to close"

2. Page 2, line 2.

Following: "the"

Strike: "matter under debate"

Insert: "immediately pending question"

3. Page 2, line 13.

Following: "spouses"

Insert: "and their children 12 years of age and older"

4. Page 3, line 23.

Following: line 23

Insert: "H3-3. The speaker, majority leader, and minority leader shall be ex officio members on all committees."

Renumber: all subsequent sections

And, as amended, do pass. Report adopted.

### MOTIONS

Representative Fagg moved that Joint Rule 6-22 be suspended and that HB 1, HJR 3, and HR 1 be placed on Second Reading this legislative day. Motion carried.

Representative Vincent moved that Eudaily, Schultz, and Menahan be added as sponsors to HB 45. Motion carried.

Representative Donaldson moved that Thoft and Bengtson be added as sponsors to HB 15 and HB 35. Motion carried.

Representative Fagg moved that, although Representative Devlin's name is misspelled on the vote tabulation forms because of a printing error, the House consider the name that appears on the voting records to be that of Representative Devlin and, secondly, that the House membership expresses regrets to Representative Devlin and that all references that appear in the journal will reflect the accurate spelling. Motion carried.

### **FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS**

The following bills were introduced, read first time and referred to committees:

- HB 2, introduced by Marks, (By Request of the Legislative Improvement Committee). Referred to Committee on Rules.
- HB 3, introduced by Spilker, (By Request of the Study Committee on State Mandates and the Effects of State-Owned Property on Local Governments). Referred to Committee on State Administration.
- HB 4, introduced by Keedy, (By Request of the Interim Committee on Corrections Policy and Facility Needs). Referred to Committee on Judiciary.
- HB 5, introduced by Yardley, (By Request of the Committee on Corrections Policy and Facility Needs). Referred to Committee on Judiciary.
- HB 6, introduced by Keedy, (By Request of the Interim Committee on Corrections Policy and Facility Needs). Referred to Committee on Judiciary.
- HB 7, introduced by Keyser. Referred to Committee on Human Services.
- HB 8, introduced by Yardley, (By Request of the Study Committee on Corrections Policy and Facility Needs). Referred to Committee on Judiciary.
- HB 9, introduced by Yardley, (By Request of the Interim Committee on Corrections Policy and Facility Needs). Referred to Committee on Judiciary.
- HB 10, introduced by Keedy, (By Request of the Interim Committee on Corrections Policy and Facility Needs). Referred to Committee on Judiciary.
- HB 11, introduced by Spilker, (By Request of the Study Committee on State Mandates and the Effects of State-Owned Property on Local Governments). Referred to Committee on Labor and Employment Relations.
- HB 12, introduced by Gould, (By Request of the Interim Committee on Corrections Policy and Facility Needs). Referred to Committee on Judiciary.
- HB 13, introduced by Fabrega, (By Request of the Revenue Oversight Committee). Referred to Committee on Taxation.
- HB 14, introduced by Manuel. Referred to Committee on Business and Industry.
- HB 15, introduced by Donaldson. Referred to Committee on Education and Cultural Resources.
- HB 16, introduced by Quilici, (By Request of the Study Committee on Energy Forecasting). Referred to Committee on Natural Resources.
- HB 17, introduced by Nordtvedt, (By Request of the Revenue Oversight Committee). Referred to Committee on Taxation.
- HB 18, introduced by Nordtvedt, (By Request of the Revenue Oversight Committee). Referred to Committee on Taxation.
- HB 19, introduced by Donaldson. Referred to Committee on Appropriations.



- HB 20, introduced by Gould, (By Request of the Interim Committee on Corrections Policy and Facility Needs). Referred to Committee on Judiciary.
- HB 21, introduced by Harrington, (By Request of the Revenue Oversight Committee). Referred to Committee on Business and Industry.
- HB 22, introduced by Fabrega, (By Request of the Revenue Oversight Committee). Referred to Committee on Taxation.
- HB 23, introduced by Donaldson, (By Request of the Legislative Finance Committee). Referred to Committee on State Administration.
- HB 24, introduced by Moore. Referred to Committee on Highways and Transportation.
- HB 25, introduced by Conroy, (By Request of the Select Committee on Indian Affairs). Referred to Committee on State Administration.
- HB 26, introduced by Moore. Referred to Committee on State Administration.
- HB 27, introduced by Keyser. Referred to Committee on Taxation.
- HB 28, introduced by Keyser. Referred to Committee on Local Government.
- HB 29, introduced by Harrington, (By Request of the Revenue Oversight Committee). Referred to Committee on Appropriations.
- HB 30, introduced by Roush. Referred to Committee on Business and Industry.
- HB 31, introduced by Kitselman. Referred to Committee on Business and Industry.
- HB 32, introduced by Marks, (By Request of the Legislative Council). Referred to Committee on State Administration.
- HB 33, introduced by Azzara, (By Request of the Study Committee on Annexation Laws). Referred to Committee on Local Government.
- HB 34, introduced by Ernst, Lund. Referred to Committee on Taxation.
- HB 35, introduced by Donaldson. Referred to Committee on Education and Cultural Resources.
- HB 36, introduced by Brand. Referred to Committee on Taxation.
- HB 37, introduced by Brand. Referred to Committee on State Administration.
- HB 38, introduced by Stobie, (By Request of the Administrative Code Committee). Referred to Committee on State Administration.
- HB 39, introduced by Stobie, (By Request of the Administrative Code Committee). Referred to Committee on State Administration.
- HB 40, introduced by Stobie, (By Request of the Administrative Code Committee). Referred to Committee on State Administration.
- HB 41, introduced by Moore, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Human Services.
- HB 42, introduced by Nordtvedt. Referred to Committee on Taxation.
- HB 43, introduced by Moore. Referred to Committee on Taxation.
- HB 44, introduced by Brand. Referred to Committee on Judiciary.
- HB 45, introduced by Vincent, Eudaily, Schultz, Manning, (By Request of the Study Committee on Public Retirement Systems). Referred to Committee on State Administration.
- HB 46, introduced by Nordtvedt. Referred to Committee on Taxation.
- HB 47, introduced by Quilici. Referred to Committee on Taxation.
- HB 48, introduced by Eudaily, (By Request of the Teachers' Retirement Board). Referred to Committee on State Administration.
- HB 49, introduced by Gould, (By Request of the Department of Labor and Industry). Referred to Committee on Labor and Employment Relations.



- HB 50, introduced by Gould, (By Request of the Department of Social and Rehabilitation Services). Referred to Committee on Human Services.
- HB 51, introduced by Nordtvedt. Referred to Committee on Business and Industry.
- HB 52, introduced by Feda. Referred to Committee on Business and Industry.
- HB 53, introduced by Manning. Referred to Committee on Local Government.
- HB 54, introduced by Hurwitz, (By Request of the Study Committee on Annexation Laws). Referred to Committee on Local Government.
- HB 55, introduced by Fabrega, (By Request of the Study Committee on Annexation Laws). Referred to Committee on Local Government.
- HB 56, introduced by Kessler, (By Request of the Study Committee on Annexation Laws). Referred to Committee on Local Government.
- HB 57, introduced by Azzara, (By Request of the Study Committee on Annexation Laws). Referred to Committee on Local Government.
- HB 58, introduced by Kessler, (By Request of the Study Committee on Annexation Laws). Referred to Committee on Local Government.
- HB 59, introduced by Fabrega, (By Request of the Study Committee on Annexation Laws). Referred to Committee on Local Government.
- HB 60, introduced by Williams. Referred to Committee on State Administration.
- HB 61, introduced by Pavlovich, (By Request of the Board of Plumbers). Referred to Committee on Business and Industry.
- HB 62, introduced by Dozier, (By Request of the Department of Social and Rehabilitation Services). Referred to Committee on Labor and Employment Relations.
- HB 63, introduced by Moore. Referred to Committee on Taxation.
- HB 64, introduced by Eudaily. Referred to Committee on State Administration.
- HB 65, introduced by Briggs. Referred to Committee on Taxation.
- HB 66, introduced by Bennett. Referred to Committee on State Administration.
- HB 67, introduced by Fabrega, Goodover, (By Request of the Department of Social and Rehabilitation Services). Referred to Committee on Business and Industry.
- HB 68, introduced by Pistoria. Referred to Committee on Judiciary.
- HB 69, introduced by Donaldson, (By Request of the Legislative Finance Committee). Referred to Committee on Appropriations.
- HB 70, introduced by Pavlovich. Referred to Committee on Human Services.
- HB 71, introduced by Keedy. Referred to Committee on Judiciary.
- HB 72, introduced by Harper. Referred to Committee on State Administration.
- HB 73, introduced by Vincent. Referred to Committee on Taxation.
- HB 74, introduced by Harper, (By Request of the Administrative Code Committee). Referred to Committee on State Administration.
- HB 75, introduced by Harper, (By Request of the Department of Labor and Industry). Referred to Committee on Labor and Employment Relations.
- HB 76, introduced by Harper, (By Request of the Department of Labor and Industry). Referred to Committee on Labor and Employment Relations.
- HB 77, introduced by Harper, (By Request of the Department of Labor and Industry). Referred to Committee on Labor and Employment Relations.

- HB 78, introduced by Harper, (By Request of the Department of Labor and Industry). Referred to Committee on Labor and Employment Relations.
- HB 79, introduced by Harper, (By Request of the Department of Labor and Industry). Referred to Committee on Labor and Employment Relations.
- HB 80, introduced by Pistoria, (By Request of the Department of Social and Rehabilitation Services). Referred to Committee on Human Services.
- HB 82, introduced by Iverson, (By Request of the Select Committee on Indian Affairs). Referred to Committee on Rules.
- HB 83, introduced by Meyer. Referred to Committee on State Administration.
- HB 84, introduced by Yardley. Referred to Committee on Taxation.
- HB 85, introduced by Yardley. Referred to Committee on Taxation.
- HB 86, introduced by Yardley. Referred to Committee on Taxation.
- HB 87, introduced by Burnett. Referred to Committee on State Administration.
- HB 88, introduced by Vincent, (By Request of the Legislative Council). Referred to Committee on State Administration.
- HB 89, introduced by Moore. Referred to Committee on Labor and Employment Relations.
- HB 90, introduced by Quilici, (By Request of the Department of Natural Resources and Conservation). Referred to Committee on State Administration.
- HB 91, introduced by Asay. Referred to Committee on Human Services.
- HB 92, introduced by Asay, (By Request of the Department of Revenue). Referred to Committee on Taxation.
- HB 93, introduced by Bennett. Referred to Committee on Judiciary.
- HB 94, introduced by Lund. Referred to Committee on Appropriations.
- HJR 1, introduced by Moore. Referred to Committee on Human Services.
- HJR 2, introduced by O'Connell. Referred to Committee on Fish and Game.
- HJR 4, introduced by Moore. Referred to Committee on Rules.

Speaker Marks announced that the House would stand in recess until 4:40 p.m. to allow the parties to caucus on HR 1.

House at ease at 4:12 p.m., subject to the call of the Chair.

House resumed at 4:40 p.m.

### MOTIONS

Representative Fagg moved that consideration on HR 1 be passed for the day. Motion carried.

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Kemmis in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Dussault moved that HB 1, second reading copy, be amended as follows: (52-48)

1. Page 1, line 14.  
Strike: "\$1,604,854"  
Insert: "\$1,658,854"

2. Page 1, line 15.  
Strike: "990,949"  
Insert: "1,017,949"

And, as amended, do pass. (84-14)

That HJR 3 do pass. (96-2)

That the Committee rise and report. (Kemmis, Chairman). Report adopted. (91-7)

### MOTIONS

Representative Fagg moved that Joint Rule 6-29 be suspended in order to allow HB 1 and HJR 3 to be heard on Third Reading this legislative day. Motion carried.

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 1 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Eudaily, Fabrega, Fagg, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Seifert, Sheldon, Shontz, Sivertsen, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 78

Noes: Asay, Briggs, Burnett, Ellerd, Ernst, Feda, Hannah, Harp, Jacobsen, Jensen, Kropp, McLane, Metcalf, Nordtvedt, Roth, Ryan, Sales, Schultz, Smith, Spilker, Stobie, Winslow.

Total 22

Excused: None.

Total 0

Absent or not voting: None.

Total 0

House Joint Resolution No. 3 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel,



Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Burnett, Ryan, Sales, Stobie.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

### UNFINISHED BUSINESS

Speaker Marks introduced Fred Brown as permanent page to Representative Gould.

Representative Fagg moved that the House adjourn until 4:00 p.m., January 7, 1981.

Motion carried.

House adjourned at 5:50 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk





### THIRD LEGISLATIVE DAY

Helena, Montana  
January 7, 1981

House Chambers  
Capitol Building

House convened at 4:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Dussault, Matsko, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Second Legislative Day, find the same to be correct.

SPIPKER, Chairman

#### MOTIONS

Representative Ellerd moved that HB 51 be taken from the Committee on Business and Industry and rereferred to the Committee on Agriculture. Motion failed. (48-50)

Representative Moore moved that Brown, Pavlovich, Harrington, Quilici, and Brand be added as sponsors to HB 26. Motion carried.

Representative Bennett moved that Keedy, Harp, Iverson, Keyser, Daily, Pavlovich, Kanduch, Anderson, and Conn be added as sponsors to HB 66. Motion carried.

Representative Nordtvedt moved that Vincent, Metcalf, Hannah, Shontz, Lee, and Stobie be added as sponsors to HB 51. Motion carried.

Representative Vincent moved that Huennekens and Marks be added as sponsors to HB 88. Motion carried.

#### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following bills were introduced, read first time and referred to committees:

HB 81, introduced by Pavlovich, (By Request of the Attorney General), was inadvertently omitted from the journal on day two. Let the records show that it was admitted on day three and referred to the Committee on State Administration.

HB 95, introduced by Feda, (By Request of the Department of Social and Rehabilitation Services). Referred to Committee on Human Services.

HB 96, introduced by Feda, (By Request of the Department of Social and Rehabilitation Services). Referred to Committee on Human Services.

HB 97, introduced by Feda, (By Request of the Public Employees' Retirement Board). Referred to Committee on State Administration.

HB 98, introduced by Feda, (By Request of the Public Employees' Retirement Board). Referred to Committee on State Administration.

HB 99, introduced by Daily, Harrington. Referred to Committee on Judiciary.

HB 100, introduced by Bardanoue, (By Request of the Department of Natural Resources and Conservation). Referred to Committee on Natural Resources.

HB 101, introduced by Dozier. Referred to Committee on Labor and Employment Relations.

- HB 102, introduced by Manuel, (By Request of the Department of Fish, Wildlife, and Parks). Referred to Committee on Fish and Game.
- HB 103, introduced by Manuel. Referred to Committee on Fish and Game.
- HB 104, introduced by Manuel. Referred to Committee on Business and Industry.
- HB 105, introduced by Jacobsen. Referred to Committee on Business and Industry.
- HB 106, introduced by Switzer. Referred to Committee on Business and Industry.
- HB 107, introduced by Ryan. Referred to Committee on Agriculture, Livestock and Irrigation.
- HB 108, introduced by Ellison, Keyser, Nordtvedt. Referred to Committee on Rules.
- HB 109, introduced by Ellerd, Boylan. Referred to Committee on Taxation.
- HB 110, introduced by Pavlovich, Daily, Quilici, Harrington, Keyser, Gould, Kanduch, Menahan. Referred to Committee on Judiciary.
- HB 111, introduced by Lund. Referred to Committee on Local Government.
- HB 112, introduced by Lund. Referred to Committee on Local Government.
- HB 113, introduced by Wallin. Referred to Committee on Taxation.
- HB 114, introduced by Moore, Goodover. Referred to Committee on Appropriations.
- HB 115, introduced by Nordtvedt. Referred to Committee on State Administration.
- HB 116, introduced by Conroy, Pavlovich, Seifert, Ellerd, Roth, Kanduch, Keyser, Pistoria, O'Connell, Quilici, Iverson. Referred to Committee on Natural Resources.
- HB 117, introduced by Jacobsen, Roush, Vinger, Lund, Manuel, Ellerd, Fedas, McLane, Asay, Sivertsen, Robbins, Shontz, Holliday, Underdal. Referred to Committee on State Administration.

### **SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Moore in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Kemmis moved that HR 1, second reading copy, be amended. Amendment failed. (43-57)

Representative Daily moved that HR 1, second reading copy, be amended. Amendment failed. (46-52)

Representative Huennekens moved that HR 1, second reading copy, be amended. Amendment failed. (42-56)

Representative Jacobsen moved that HR 1, second reading copy, be amended. Amendment failed. (42-55)

That HR 1 be adopted. (67-32)

That the Committee rise and report. (Moore, Chairman). Report adopted.

Representative Fagg moved that the House adjourn until 4:00 p.m., January 8, 1981.

Motion carried.

House adjourned at 5:35 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk





## FOURTH LEGISLATIVE DAY

Helena, Montana  
January 8, 1981

House Chambers  
Capitol Building

House convened at 4:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except O'Connell, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Third Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

LABOR AND EMPLOYMENT RELATIONS (Ellerd, Chairman): 1/8/81  
HB 62, introduced bill, be amended as follows:

1. Page 1, lines 22 and 23.

Following: "disability"

Strike: ", including but not limited to those veterans serving because of the Vietnam conflict"

And, as amended, do pass. Report adopted.

HB 77, do pass. Report adopted.

STATE ADMINISTRATION (Feda, Chairman): 1/8/81  
HB 25, do pass. Report adopted.

### MOTIONS

Representative Jacobsen moved that Burnett and Ryan be added as sponsors to HB 117. Motion carried.

Representative Robbins moved to reconsider yesterday's action not to take HB 51 from the Committee on Business and Industry and rerefer it to the Committee on Agriculture. Motion failed. (34-65)

Representative Donaldson moved that Roush be added as a sponsor to HB 19. Motion carried.

Representative Conroy moved that Underdal, Moore, and Burnett be added as sponsors to HB 116. Motion carried.

Representative Keyser moved that Ernst, O'Hara, and Conroy be added as sponsors to HB 7. Motion carried.

Representative Keyser moved that Roth, Gould, Underdal, Ernst, and Bertelsen be added as sponsors to HB 27. Motion carried.

Representative Keyser moved that Sivertsen and Switzer be added as sponsors to HB 28. Motion carried.

Representative Nordtvedt moved that Cozzens be added as a sponsor to HB 51. Motion carried.

Representative Vincent moved that Roush be added as a sponsor to HB 45. Motion carried.

Representative Teague moved that the House reconsider its action in adopting HR 1 on the 3rd legislative day. Motion failed. (34-62)

Representative Keedy moved that Menahan be added as a sponsor to HB 71. Motion carried.

Representative Keedy moved that Keyser, Anderson, Smith, Underdal, Iverson, Pavlovich, and Lund be added as sponsors to HB 4. Motion carried.

Representative Keedy moved that Nordtvedt, Roth, Harp, Keyser, Moore, Conn, Sivertsen, Conroy, Anderson, Donaldson, Thoft, Ellerd, Sales, Smith, Underdal, Iverson, Burnett, O'Connell, Pistoria, Teague, Manuel, Pavlovich, Zabrocki, Spilker, Feda, Hemstad, Curtiss, Williams, Menahan, Eudaily, Kanduch, Manning, Briggs, Matsko, Seifert, Vinger, Kropp, Gould, Robbins, Bennett, Jensen, Phillips, Roush, Ellison, Brown, Kitselman, McLane, Cozzens, Daily, O'Hara, Schultz, Asay, and Shontz be added as sponsors to HB 10. Motion carried.

Representative Keedy moved that Keyser, Moore, Conn, Sivertsen, Conroy, Anderson, Donaldson, Thoft, Ellerd, Sales, Smith, Underdal, Iverson, Burnett, Quilici, O'Connell, Pistoria, Teague, Dozier, Manuel, Pavlovich, Spilker, Feda, Hemstad, Curtiss, Lund, Zabrocki, Williams, Huennekens, Fabrega, Menahan, Eudaily, Abrams, Briggs, Kanduch, Seifert, Kropp, Bennett, Mueller, Harrington, Matsko, Phillips, and Robbins be added as sponsors to HB 6. Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following bills were introduced, read first time and referred to committees:

HB 118, introduced by Anderson, Thoft, Pavlovich, Dozier, (By Request of the Department of Labor and Industry). Referred to Committee on Labor and Employment Relations.

HB 119, introduced by Harrington, Daily, Pavlovich, Quilici, Dozier, Brown, Kanduch, R. Manning, Shontz, Healy, Jacobson, Haffey. Referred to Committee on Taxation.

HB 120, introduced by Conroy. Referred to Select Committee on Water.

HB 121, introduced by Conroy, Asay, Roth. Referred to Committee on Taxation.

HB 122, introduced by Harper. Referred to Committee on State Administration.

HB 123, introduced by Bertelsen. Referred to Committee on Fish and Game.

HB 124, introduced by Lory, (By Request of the Workers' Compensation Advisory Council). Referred to Committee on Labor and Employment Relations.

HB 125, introduced by Bardanouve. Referred to Committee on State Administration.

HB 126, introduced by Moore, Goodover. Referred to Committee on Taxation.

HB 127, introduced by Feda, Sales, (By Request of the Department of Social and Rehabilitation Services). Referred to Committee on Human Services.

### UNFINISHED BUSINESS

The Speaker announced the following committee member changes:

Representative Vinger — removed from Labor and Employment Relations Committee.

Representative Smith — named to Labor and Employment Relations Committee.

**SPECIAL ORDERS OF THE DAY**

The Speaker appointed the following representatives to the Select Committee on Water:

Roth, Chairman  
Curtiss, Vice-Chairman  
Briggs  
McLane  
Thoft  
Asay  
Kemmis  
Conroy  
Neuman  
Huennekens

Representative Lory announced that the representatives were invited to a showing of "Heartland", a film sponsored by the University of Montana, at the Gaslight Cinema, Thursday, January 8, 1981, at 7:30 p.m.

Representative Fagg moved that the House adjourn until 11:00 a.m., January 9, 1981.

Motion carried.

House adjourned at 4:40 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk





## FIFTH LEGISLATIVE DAY

Helena, Montana  
January 9, 1981

House Chambers  
Capitol Building

House convened at 11:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except O'Connell, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Fourth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman):

1/9/81

Correctly printed - HB 62, HB 77.

Correctly enrolled - HB 1.

Examined by the sponsor (Lund) and found to be correct - HB 1.

Signed by the Speaker at 11:13 a.m., 1/9/81 - HB 1.

Delivered to the Governor for his approval at 11:30 a.m., 1/9/81 - HB 1.

### MOTIONS

Representative Dozier moved that Phillips, Roush, Nilson, Zabrocki, Huennekens, Pistoria, Oberg, Manning, Kitselman, Hannah, Winslow, Ellison, Manuel, Jacobsen, Pavlovich, O'Connell, Harper, Abrams, Teague, Conroy, Menahan, Keyser, Harrington, Quilici, Neuman, and Kanduch be added as sponsors to HB 62. Motion carried.

Representative Nordtvedt moved that Cozzens and Andreason be added as sponsors to HB 18. Motion carried.

Representative Williams moved that Bengtson, Oberg, Ellerd, Sivertsen, Dussault, Eudaily, McLane, Asay, Shontz, Robbins, Yardley, Nordtvedt, Harper, Hart, Zabrocki, Kitselman, Iverson, Daily, Pavlovich, Schultz, Phillips, Neuman, Jacobsen, Manning, Burnett, Moore, Meyer, Hemstad, Dozier, Manuel, Nilson, Holliday, Azzara, Kemmis, and Quilici be added as sponsors to HB 60.

### SPECIAL ORDERS OF THE DAY

Representative Fagg moved that the Speaker appoint a committee to inform the Senate that the House was ready to receive them in a joint session.

The Speaker appointed Representatives Fabrega, Iverson, Quilici, and Metcalf, and they were dismissed from the chamber.

A committee from the Senate entered to notify the House that the Senate was prepared to join the Honorable House in a joint session with the Governor.

The Speaker asked the Sergeant-at-Arms to escort the various elected state officials and Supreme Court Justices into the chamber. They included Supreme Court Justices Haswell, Harrison, and Weber, Secretary of State Waltermire, Attorney General Greely, Lieutenant Governor Turman, Superintendent of Public Instruction Argenbright, Clerk of

Supreme Court Tom Kearney, First Lady Jean Schwinden, and Dore and Leslie Schwinden.

Members of the Senate were admitted to the House. The Legislature being in joint session, Speaker Marks gave the Chair to President Turnage.

Senator Stephens moved that a committee of four be appointed to notify the Governor that the Legislature was in joint session and ready to receive his State of the State Address. Motion carried.

President Turnage appointed Senators Hazelbaker and Manning and Representatives Smith and Bardanouve, and they were dismissed from the chamber.

His Excellency Ted Schwinden was escorted to the rostrum.

Lieutenant McEnaney and the members of the Montana National Guard posted the Colors.

Reverend Lokensgard gave the invocation.

The Pledge of Allegiance to the Flag by the members followed.

After being presented to the members of both houses by the President of the Senate, Governor Schwinden delivered the following address:

STATE OF THE STATE MESSAGE  
GOVERNOR TED SCHWINDEN  
Forty-seventh Legislative Assembly

January 9, 1981

Mr. President, Mr. Speaker, members of the Forty-Seventh Legislature and people of Montana. Four days ago, I became the 19th Governor of the State of Montana, a responsibility I accepted with enthusiasm. As Chief Executive of Montana, however, I do not run the state. You do. This government belongs to the "good people" of Montana. Every Montanan has the power to decide priorities and, through the members of this distinguished legislative assembly, collectively to determine public policy. The role of the Governor is to implement those policies, and to lead by example.

The people of Montana have spoken. The trend toward bigger government must end. Cost-conscious, people-sensitive management will be the standard of this new Administration.

Twelve years ago, Governor Forrest Anderson, in his State of the State address, said: "It is the duty of a Governor to bring to the attention of the people and the Legislature the unfinished business of the State—particularly the unfinished business which affects the quality of life in Montana."

Today I want to address the "unfinished business" of the state, not in an all-encompassing series of one-liners, but in a public priority context.

Our first priority is to make government work—work hard—work responsively—work effectively. Prudent use of public money is the number one goal of this new administration. We began in early November the process of evaluating state programs to determine where reductions could be made without crippling the quality of government services.

Words, of course, do not produce results. Management, in private business or public sector, succeeds only when the "boss" keeps his or her word.



As campaigner, I emphasized the need for a lean state government; as governor, I will "put my money (or rather the taxpayers' money) where my mouth is." My budget requires a reduction in the staff of the office of the governor 22.5 FTEs below the executive budget—and six less than the current level!

Frugality, like charity, begins at home. I will ask the department directors to follow my example and trim their total number of FTEs by two percent over the next two years—without changing the average grade level. On December 1, 1980, there were 14,295 employees on the state payroll. By June 30, 1983, I intend to reduce that total number of state employees—subject to legislative additions in this session.

I will release the specifics of my budget proposals on Monday, but the budget process will not end that day. The 60-day transition period afforded a new administration is insufficient really to come to grips with the Executive Budget. I have advised the legislative leadership that department directors will be submitting budget revisions during the next few weeks, after they have had the opportunity to examine their agency budgets with a critical perspective and a fresh viewpoint. I ask that you give this new administration a chance to prove its commitment to a sensible and efficiently run state government.

I can tell you today, however, that the supplemental budget we will submit Monday will reflect an initial \$52 million reduction from the Executive Budget request for general fund expenditures.

Better management requires better organization. Consequently, I am proposing major reorganization within the executive branch. A transfer of responsibilities between the Department of Natural Resources and the Department of State Lands affecting state-owned forestry lands and the mined land reclamation program will improve the resource management decision process. And it is high time—past time—to improve the state decision-making process.

We also propose to combine within one agency the business and development functions of the Office of Commerce, the Department of Community Affairs, the Department of Professional and Occupational Licensing and the Department of Business Regulation. This new Department of Commerce should minimize the adversarial relationship between the public and the private sectors and afford to economic development the higher profile it has so long deserved. We will not save multi-millions of dollars, but we can provide a more responsive government mechanism and improved service by eliminating two departments of state government.

This administration's determination to create a Department of Commerce brings to the fore once more the subject of the state's involvement in economic development. Twenty years ago, in 1961, Governor Don Nutter told the thirty-seventh legislature: "We must broaden our tax base by encouraging Montana businesses and industries to expand into new areas, and by attracting outside industries into our state."

Ten years ago, in 1971, Governor Forrest Anderson told the forty-second legislature: "We must be able to attract and control stable new industry. A modern, reorganized government will give Montana a decided advantage in promoting the development of this state and the economic security of its people."

Today, in 1981, another governor stands before the forty-seventh legislature addressing the same problem. In the last twenty years, we have made progress in creating new jobs and in protecting the working people of this state. In the Eighties, we will do even better.



Nineteen-eighty brought bitter economic news to our state. The abandonment of the Milwaukee Railroad, the closure of our timber mills in Western Montana and the shutdown of the Anaconda Company smelter and refinery weakened our economic well-being and illustrated our vulnerability.

The decision of the Anaconda Company to pull out of its namesake community was a particularly brutal lesson in the instability of a single-industry economy. With one press release, 1,500 people lost their jobs, and a community was virtually devastated. If there is a bright spot in the Anaconda decision, it is the prospect of rebuilding a new Anaconda—a diversified, economically sound community. This state, and this administration, must settle for nothing less.

The diversification of the Montana economy, however, must be a statewide effort. Although the success of any economic development program will rest largely upon the private sector, state government can provide the impetus for development. And, by setting an example in the way it handles its own affairs, state government can enhance the economic attractiveness of Montana to potential investors. A Department of Commerce will more efficiently serve Montana's business community as well as provide a forum to attract new businesses to the state. Through incentive and by example, the state can spur new development.

Effective economic development must go hand-in-hand with environmental survival. Make no mistake! Ted Schwinden is as committed to preserve the environmental dignity of this state as he is to develop our business and industrial capacities. I will not turn my back on the record of environmental progress Montanans put together during the last decade! And I will veto any piece of legislation that seeks to destroy that record.

Montana needs growth and Montanans need jobs, but economic progress comes from expanding the economy in harmony with our surroundings. Environmental sanity and economic development are not incompatible—progress and protection can, and must, be our dual objective.

We can and we should create economic opportunities through the conscientious use of our resources, and development of our water resources is a good example. Putting Montana water to work for Montana's future is an imperative. By repairing existing state projects, creating new irrigation opportunities or developing off-stream storage facilities, we can provide jobs, protect our water and improve our environment. I will propose a comprehensive water development program to the 1981 Legislature to do just that.

Much of the "unfinished business" discussed so far has related to management. What does better management mean for Montana citizens? It means tax reform—the opportunity to develop a more equitable tax system.

In 1980, Americans demonstrated their frustration with taxes, inflation and an oppressive economy through their power at the polls. They resoundingly defeated incumbents throughout the nation. Montana was no different. The message was clear. The message was "Change!"

This administration will respond to that discontent by easing the burden of taxation on the average taxpayer. Government can be run more efficiently and more inexpensively, and taxpayers are entitled to the savings.

Tax reform, not tax relief, is the proper response. My budget message will recommend several tax reform programs that conform to the Democratic Party tradition by benefiting the majority of taxpayers, not the special interests. I will propose the total repeal of the income tax surcharge

for all Montanans earning less than \$20,000—the lower and middle income taxpayers who make up 90 percent of the taxpayers in this state.

I also intend to propose a uniform motor vehicle licensing system where the maximum cost for licensing a personal vehicle will be \$65. I am tired of long lines at the courthouse waiting to pay ever larger license bills, and I believe most Montanans feel the same way. The revenue loss to each county will be replaced by the state.

The distinction between tax reform and tax relief must be made clear! We will not condone the overcollection of taxes to provide illusory relief from resulting surpluses. This administration will not be a party to tax relief schemes where imaginary dollar figures arouse taxpayer expectation, but mean little when it comes to the average citizen's tax bill. Montanans are entitled to relief—relief from politically-motivated rhetoric regarding tax "savings." I want substantive tax reform so the check that the average Montanan writes for motor vehicle licensing or income tax payments is visibly smaller.

I have not talked about the problems facing agriculture, education, natural resources, local governments, human services and the many other concerns that make a governor's job challenging, and the legislative role frustrating. Those problems will be addressed with the care and concern they deserve. Transportation, for instance, is an area that I consider important enough to require a special message to the legislature.

The problems of 1981, I suspect, are not much different from those in past sessions. But our need to work together to resolve the problems that face Montana has a new imperative this year because of the political realities.

Last Wednesday I received a letter from a Montanan whose academic credentials are nationally recognized and whose insights into the politics of this state are well documented. I speak of K. Ross Toole—historian and respected author. He wrote:

"There are those who believe that this session of the legislature will be unrelievably contentious and that it will play small games for small pools of power. I do not believe that. Politics, in the good sense of the word, will obviously be played. I should hope so. That is the essence of democratic government.

But that this administration and this legislature do not have a deeper and more vital commonality than political gamesmanship, I do not and will not believe. Our common interest in serving all the people of Montana—and above all—our progeny and successors, constitutes by far the greatest weight on the scale. It is that standard, and that standard alone, upon which history will judge us."

And how do we find the commonality of purpose that minimizes partisanship and assures progress? We will find it in our Western heritage, and our shared commitment to keep Montana the "last of what is best in America."

Our shared heritage in the West must be protected against federal encroachment, whether in the form of assaults on our coal severance tax or in the form of insensitive public land policies. But let us wage that battle as patriots intent on the restoration of a responsible federal-state partnership, not as angry rebels whose motives will be viewed by other Americans as self-serving.

Our Montana heritage must also be protected from our own apathy—and ignorance. The best way to protect the Montana heritage is to use it—to live it. It is, after all, all around us in the talents of our people—our most valuable resource.

Montana's art community has brought Montana's heritage to life on canvas, with music, through poetry and literature, pottery and sculpture, and this administration will make that contribution available to every Montanan. Why?

Because artists provide mirrors that reflect our past, and inspiration that projects our future—they highlight the subtle but unique differences of our state—the differences that make one say, with pride, "I choose Montana."

LET US PRESERVE THAT CHOICE.

Reverend Lokensgard delivered the benediction.

Majority Leader Fagg announced that the "party of peace and the party of harmony" would like to present an olive branch to the Honorable Governor as a token of the peace and harmony they hope will prevail throughout the Forty-seventh Legislature.

The Governor was escorted from the chamber.

Senator Stephens moved that the Forty-seventh Legislature, in joint session this day, authorize the publication of 500 copies of Governor Schwinden's State of the State Address. Motion carried.

Joint session adjourned at 12:25 p.m.

House stood in recess until 4:00 p.m. this day.

House reconvened at 4:00 p.m.

## REPORTS OF STANDING COMMITTEES

EDUCATION AND CULTURAL RESOURCES (Eudaily, Chairman):

1/9/81

Consent Calendar

Bills unanimously passed and unanimously placed on consent calendar:

HB 15, do pass. Report adopted.

HB 35, do pass. Report adopted.

LOCAL GOVERNMENT (Bertelsen, Chairman):

1/9/81

HB 28, introduced bill, be amended as follows:

1. Page 9, line 3.

Following: "department."

Insert: "If the adopted building code and plan for enforcement are not filed with the department by the municipality or county, the department shall enforce the state building code within the municipality's or county's jurisdictional area as provided in 50-60-205."

And, as amended, do pass. Report adopted.

STATE ADMINISTRATION (Fedra, Chairman):

1/9/81

HB 3, do pass. Report adopted.

HB 32, introduced bill, be amended as follows:

1. Page 1, line 21.



Following: "a"

Strike: "grade 8, step 1 2"

2. Page 1, line 22.

Following: "employee,"

Insert: "described in 5-2-301"

And, as amended, do pass. Report adopted.

### MOTIONS

Representative Ernst moved that Brown and McLane be added as sponsors to HB 34. Motion carried.

Representative Fabrega moved that HB 78 be taken from the Committee on Business and Industry and rereferred to the Committee on Labor and Employment Relations. Motion carried.

Representative Moore moved that Andreason, Cozzens, O'Hara, Hannah, Burnett, and Jensen be added as sponsors to HR 1. Motion carried.

Representative Moore moved that Andreason be added as a sponsor to HB 43. Motion carried.

Representative Bennett moved that Keedy, Daily, Pavlovich, Spilker, and Winslow be added as sponsors to HB 93. Motion carried.

Representative Eudaily moved that Schultz and Lory be added as sponsors to HB 48. Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following bills were introduced, read first time and referred to committees:

HB 128, introduced by Manuel. Referred to Committee on State Administration.

HB 129, introduced by Harrington, Quilici, Pavlovich, Menahan, Teague, Dozier, D. Brown. Referred to Committee on Taxation.

HB 130, introduced by Jacobsen. Referred to Committee on Judiciary.

HB 131, introduced by Shontz, Huennekens, Yardley, Tveit, Zabrocki. Referred to Committee on Rules.

HB 132, introduced by Jacobsen, Manuel, Abrams. Referred to Committee on Business and Industry.

HB 133, introduced by Shontz, Metcalf, Huennekens, Jacobsen, Menahan. Referred to Committee on Human Services.

HB 134, introduced by Shontz. Referred to Committee on State Administration.

HB 135, introduced by Kessler, Teague, Menahan. Referred to Committee on Education and Cultural Resources.

HB 136, introduced by Moore, Dover, Seifert. Referred to Committee on Labor and Employment Relations.

HB 137, introduced by Eudaily. Referred to Committee on Education and Cultural Resources.

HB 138, introduced by Ellerd, Boylan. Referred to Committee on State Administration.

HB 139, introduced by Thoft, Bengtson, Robbins, Manuel, Donaldson, Schultz, Sales, Waldron, Eudaily, Nordtvedt. Referred to Committee on State Administration.

HB 140, introduced by Eudaily, (By Request of the Secretary of State and the Attorney General). Referred to Committee on Local Government.



- HB 141, introduced by Thoft, Seifert, Robbins. Referred to Committee on Business and Industry.
- HB 142, introduced by Shontz, Jacobsen, Robbins, Huennekens, Tveit. Referred to Committee on Business and Industry.
- HB 143, introduced by Kitselman. Referred to Committee on Local Government.
- HB 144, introduced by Yardley. Referred to Committee on State Administration.
- HB 145, introduced by Yardley, Matsko, Moore, Phillips. Referred to Committee on Highways and Transportation.
- HB 146, introduced by Brand, (By Request of the Public Employees' Retirement Board). Referred to Committee on State Administration.
- HB 147, introduced by Brand, (By Request of the Public Employees' Retirement Board). Referred to Committee on State Administration.
- HB 148, introduced by Daily. Referred to Committee on Labor and Employment Relations.
- HB 149, introduced by Lund. Referred to Committee on Appropriations.
- HB 150, introduced by Lory. Referred to Committee on Local Government.

### **SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Vincent in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

That HB 62 do pass. (98-0)

That HB 77 do pass. (98-0)

That the Committee rise and report. (Vincent, Chairman). Report adopted.

Representative Fagg moved that the House adjourn until 10:00 a.m., January 10, 1981.

Motion carried.

House adjourned at 4:25 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## SIXTH LEGISLATIVE DAY

Helena, Montana  
January 10, 1981

House Chambers  
Capitol Building

House convened at 10:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Burnett, Harrington, O'Connell, Sales, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Fifth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman):

1/10/81

Correctly printed - HB 3, HB 25.

Correctly engrossed - HB 15, HB 35.

Considered correctly engrossed - HB 62, HB 77.

### MOTIONS

Representative Hannah moved that Winslow, Kessler, Kitselman, Huennekens, and Menahan be added as sponsors to HB 151. Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following bills were introduced, read first time and referred to committees:

HB 151, introduced by Hannah. Referred to Committee on Business and Industry.

HB 152, introduced by Donaldson, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Fish and Game.

HB 153, introduced by Williams, Keedy, Blaylock, Himsl, Turnage, Kemmis, Kitselman, McLane, Bengtson, Fabrega, Towe, Hager. Referred to Committee on Judiciary.

HB 154, introduced by Brand, Marks, (By Request of the Department of State Lands). Referred to Committee on Judiciary.

HB 155, introduced by Nordtvedt. Referred to Committee on Taxation.

HB 156, introduced by Nordtvedt, Dover, Harp, Cozzens. Referred to Committee on Taxation.

HJR 5, introduced by Fabrega, Norman, Nordtvedt, Goodover, Huennekens. Referred to Committee on Taxation.

HJR 6, introduced by Dussault, Olson, Holliday, Bengtson, Burnett, (By Request of the Developmental Disabilities Planning and Advisory Council). Referred to Committee on Human Services.

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Feda in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

That HB 25 do pass. (96-0)

Representative Waldron moved that consideration on HB 3 be passed for the day. Motion carried. (53-42)

That the Committee rise and report. (Feda, Chairman). Report adopted. (96-0)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 62 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Burnett, Harrington, O'Connell, Sales.

Total 4

Absent or not voting: Bardanouve.

Total 1

House Bill No. 77 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Burnett, Harrington, O'Connell, Sales.

Total 4

Absent or not voting: Bardanouve.

Total 1

### SPECIAL ORDERS OF THE DAY

#### Consent Calendar

The Speaker announced that HB 15 and HB 35 will be placed on Third Reading, January 12, 1981.

The Speaker introduced Mike Meyers, Kevin Clinch, Shawn Lenington, Donna Jay, Darren DeBray, and Ronald Benson, this week's pages, and thanked them for their services.

Speaker Marks was presented with cards, a song, and a cake in honor of his birthday tomorrow.

Representative Fagg moved that the House adjourn until 3:00 p.m., January 12, 1981.

Motion carried.

House adjourned at 11:00 a.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk





## SEVENTH LEGISLATIVE DAY

Helena, Montana  
January 12, 1981

House Chambers  
Capitol Building

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Ellison, McLane excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Sixth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### SPECIAL ORDERS OF THE DAY

A committee from the Senate entered to notify the House that the Senate was ready to convene in joint session.

Members of the Senate were admitted to the House.

The Legislature being in joint session, Senate President Turnage, occupying the Chair for the joint session, appointed the following committee to notify the Chief Justice and Associate Justices of the Supreme Court of the State of Montana that the Legislature is in joint session and ready to receive the State of the Judiciary Address: Senator Anderson and Representative Yardley.

Representatives McLane and Ellison present at this time.

Reverend Lokensgard gave the invocation. Pledge of Allegiance to the Flag.

The committee escorted the following members of the Supreme Court to the rostrum:

The Honorable Frank Haswell, Chief Justice of the Supreme Court of the State of Montana, and the Honorables John C. Harrison, Gene B. Daly, Daniel Shea, John C. Sheehy, Frank B. Morrison, Fred J. Weber, Associate Justices of the Supreme Court of the State of Montana.

After being presented to the members of both Houses by President Turnage, Chief Justice Frank Haswell gave the following State of the Judiciary Address:

#### "THE STATE OF THE JUDICIARY" by Hon. Frank I. Haswell, Chief Justice MONTANA SUPREME COURT

Thank you, Mr. Speaker Marks, Mr. President Turnage, Leaders of the Republican and Democratic parties in the House and Senate, Members and Staff of the Forty-seventh Legislative Assembly, Ladies and Gentlemen.

This is only the fourth time in the 92-year history of our State that the Chief Justice of the Montana Supreme Court has been invited to speak to a joint session of the Legislature on the State of the Judiciary. You are to be commended on your desire and willingness to acquaint yourselves with the operations, conditions and problems of this coordinate branch of State government. The health and well-being of Montana's judicial system

is, to a large extent, dependent upon your understanding and willingness to help.

The top priority of the judiciary must always be to provide quality judicial services to meet the needs of the people of Montana as promptly, as efficiently, and as economically as conditions permit. With this in mind, I want to take you on a brief tour of Montana's judicial system, point out to you the changes that have occurred since I spoke to you two years ago, and give you an overview of its condition, highlighting some of the problem areas that merit your consideration in the forthcoming session.

On the Supreme Court level in the two-year period since I last addressed you the Court has been substantially current in hearing cases filed before it. The focus of our problem has been in deciding and finally concluding cases that have been submitted to us for decision in a prompt, thoughtful, and efficient manner. The process of research, deliberation and the preparation, revision and editing of written opinions is a time-consuming process little understood by persons outside the judiciary and the legal profession.

The cases that come before us, unlike many of the cases that are filed in the District Courts, are not routine cases of a nonadversarial nature. They are all adversary contested matters with at least two sides represented by counsel. These cases have become increasingly more complex and time-consuming. Since I addressed you two years ago 962 new cases have been filed before us. During that period of time we have concluded 1,026 cases. Despite our best efforts, 57 cases submitted for decision remained undisposed of on January 1st of this year. An additional 253 cases were in various stages of completion but not yet ready for submission to us for decision.

In summary, during the last two calendar years, the Montana Supreme Court has handled, processed, and concluded more cases by far than ever before in the history of this state.

Nonetheless, we anticipate significant improvement in this area during the next biennium as a direct result of increasing the size of the Supreme Court by the addition of two justices which you approved during the last Legislative Session. The two new members are Justices Morrison and Weber who were elected last November, who assumed their office one week ago, and who are seated with us in the chamber today. For the most part we will sit in rotating panels of five justices under operational rules adopted by the Court recently, thus enabling us to utilize our judicial resources more efficiently to accomplish the multitude of judicial and administrative functions assigned to us under the Constitution and Statutes of Montana.

On the District Court level of Montana's Judicial System, the progressive increase in case filings continues unabated. The Judiciary has no control over the number of cases filed. On a statewide basis, about 60,000 new cases were filed in the District Courts during the past two calendar years. We anticipate a continuation of this trend of increasing caseloads at a rate of increase of somewhere between 1200 and 1500 cases per year based on past experience. This basic problem of ever-increasing caseloads reflects trends which are deeply imbedded in our society and which will not suddenly nor miraculously disappear.

I suggest to you today that there is a substantial and serious imbalance in the caseloads and workloads among our judicial districts in Montana, among the various counties within these judicial districts, and among individual district judges throughout the State. As long as this imbalance is permitted to continue we are not utilizing our judicial resources effectively.



As an example, during the last two calendar years case filings per judge varied from a high of about 1400 cases per judge to a low of about 400 cases per judge. Travel mileage, in handling caseloads, varied in both years from approximately 20,000 miles per judge per year to 300 miles per judge per year.

Under the Constitution of the State of Montana, the Legislature is charged with determining how many judicial districts are needed, the number of counties within each judicial district, and the number of district judges necessary to service the caseload in each judicial district. Presently Montana is divided into 19 judicial districts varying in size from one to seven counties, with each judicial district serviced by one to four district judges.

Two years ago when I spoke to you, I suggested the appointment of an interim legislative committee to look into this existing imbalance and judicial structure, but the bill was defeated.

The need is even greater today. The judiciary of Montana has recently been criticized by the Legislative Auditor's office and by some segments of the press for failure to promptly decide cases submitted for decision. A statute of Montana requires each Supreme Court Justice and each District Judge to file an affidavit that no matters submitted for decision remain undecided after 90 days or the justice or judge does not get paid. This statute was enacted in 1917 when caseloads were a small fraction of the caseloads today. Although the purpose behind the statute is commendable, it may produce results that are counter-productive. A judge needs a reasonable amount of time for deliberation and research in rendering quality judicial decisions. While 90 days may appear to be a reasonable allowance of time to decide a case, what about a judge who has a disproportionately high caseload, whose judicial time is substantially occupied in hearing cases? If this 64-year old statute is literally and strictly applied to 1981 conditions, it may result in many judges refusing to hear any more cases until their decisions are completed in cases already heard, thereby creating additional delay, backlogs, and access to the courts. I mention this simply as another facet of the problem of imbalance inherent in the existing judicial structure.

Therefore, I renew my previous suggestion to this Legislative Session. The time has come to take a good look at this judicial structure with a view toward restructuring the system to correct the imbalances and caseloads of which I have spoken. Two years from now district judges come up for election. Some have announced their intention not to seek re-election. This suggests that now is the time for the Legislature to address this problem if there is to be any phasing out or restructuring of judicial districts. Statistical information to aid you in this task is available to you through the Court Administrator's office.

Centralized authority, responsibility and accountability are fundamental to the effective operation of any court system. The 1972 Montana Constitution vested in the Montana Supreme Court "general supervisory control over all other courts" and the authority to "make rules governing . . . practice and procedure for other courts" subject to a veto power in the Legislature.

Since I addressed you two years ago we have handed down a decision requiring the district judges in all multiple judicial districts in this State to select one of their number as chief district judge and centered administrative authority for the operation of the district court in each judicial district in that district. We have required annual reports from the chief



district judge concerning the operation of the district court, each judicial district covering their operation during the preceding year. This system has worked reasonably well except in one or two cases.

There is a definite need for revision and updating of the Rules of Practice and Procedure of various Boards and Commissions functioning under the Supreme Court. This work is well under way but has not been completed to date due to a lack of time and manpower. With the addition of two additional justices on this Court we hope to accomplish this during the coming biennium.

The 1972 Montana Constitution provides that the Supreme Court "may make rules governing . . . admission to the Bar and the conduct of its members." Pursuant to this Constitutional power we handed down a decision last March containing broad and comprehensive revision of the qualifications and eligibility for taking the bar examinations, for admission to the bar, abolishing the diploma privilege under which graduates of the University of Montana School of Law have been admitted to practice without examination, and various other related matters. We are still in the process of implementing this decision by detailed rules and procedures with the help and assistance of the Montana Board of Bar Examiners chaired by Mr. Robert Poore, Butte. We are in the process of transition to multi-state bar examination covering a standardized procedure and grading of bar examination questions by a national organization supplemented by essay type questions conducted by our own Board of Bar Examiners. We have raised the fee for taking bar examinations from \$25 to \$125 to cover the costs of administering the bar examination and have added a nationwide examination on professional responsibility of attorneys as a condition for admission to the Bar.

The Commission on Practice, which is charged with the duty of investigating ethical complaints against members of the Bar of Montana, conducting hearings and making recommendations to this Court, has processed 68 complaints in 1980, of which 3 cases have resulted in disciplinary action. Thirty-nine cases remain pending, awaiting commission review. Fifty of the complaints reviewed by the Commission in the last calendar year were dismissed after review as not involving ethical violations or being without merit. The Commission is chaired by Mr. Bruce Brown of Miles City. During the last legislative session Senate Joint Resolution #27 was approved requesting this Court, among other things, to appoint laymen to the Commission on Practice as soon as possible. Thereafter, we appointed three laymen to this Commission, Mr. Ted Delaney, Missoula, Mr. William "Scotty" James, Great Falls, and Mr. John West of Billings. They have been functioning as members of the Commission for approximately the last year and one-half.

The Judicial Standards Commission created by the Montana Constitution and implemented by the statutes of this State is charged with the duty of investigating complaints against the Judiciary of Montana, making rules governing its operation, keeping its proceedings confidential, and making recommendations to the Supreme Court on retirement of judges for disability, and disciplining judges for willful misconduct in office, willful and persistent failure to perform their duties, and habitual intemperance. This Commission is chaired by District Judge A. B. Martin of Miles City. During the past two years a total of 16 matters have received the attention of the Commission involving two justices of the peace, 13 district court judges, and one justice of the Supreme Court. Eleven of these matters were summarily dismissed on the grounds that the complaints did not state grounds for instituting inquiry into judicial misconduct. Formal inquiry was made in two matters and one of these matters was dismissed

by the Commission after investigation. One matter of inquiry is still pending. In each instance the Commission has sought to explain to the complaining party the basic reasons for the Commission's disposition of the complaint. As you know, the electors of Montana at the last general election empowered the Legislature to move the cloak of confidentiality from the proceedings of the Commission to such extent as the Legislature sees fit. Proposed legislation in this respect will be submitted to you for your consideration.

The Sentence Review Division is charged with the duty of reviewing sentences imposed in criminal cases. The Sentence Review Division consists of three district court judges appointed for overlapping three-year terms by the Supreme Court. It is presently composed of Judge Holter of Libby, Chairman, and District Judges Langen of Glasgow, and Gary of Bozeman. During the past two calendar years the Sentence Review Division received 193 applications for review of sentences imposed in criminal cases, heard 126 of these applications which resulted in a change of sentence in whole or in part in 46 cases, one of which resulted in an increased sentence.

During the past two years the Commission on Courts of Limited Jurisdiction, chaired by Mr. Timothy O'Hare of Lewistown, has assisted us with the Lower Court training programs mandated by the Legislature and has developed Rules and Procedures for practice before these courts under our supervision. This Commission deals with the operation of essentially local courts such as justices of the peace, police judges and city judges.

In carrying out our supervisory duties regarding training programs for county and city judges, we have found that in-state training sessions, where possible, are more cost-effective than out-of-state training. A majority of the judges of the Courts of Limited Jurisdiction are laymen and not lawyers. In 1979 two training sessions for these judges were conducted under our supervision with 123 such judges in attendance throughout Montana, who received a total of 2460 hours of training in their duties. In 1980 two training sessions were held for judges of Courts of Limited Jurisdiction, the first dealing with rules, statutes and procedure concerning evidence, attended by 123 judges covering a total of 2460 hours of training. The second session dealt with searches and seizures, dealing with all aspects of searches and seizures from arrests through trial. There were 113 judges in attendance, each receiving 20 hours of instruction for a total of 2260 hours training.

In addition, one training session for clerks of the district courts was held in the past year at the Law Enforcement Academy at Bozeman. This workshop updated the clerk's management skills. Eighteen clerks attended these sessions for a total of 360 hours of training.

Additionally, six new district judges attended a workshop at the National Judicial College for new judges. Each received 168 hours of training for a total of 1008 hours for the six.

I would be remiss if I did not point out to you a continuing need for a comprehensive evaluation and assessment of the present method of funding district court operations. The present method is a hodgepodge of State and local funding. During the last Legislative Session you provided for an increased permissive mill levy to finance district court operations with additional assistance at the State level in emergency situations. No funds were provided for this latter purpose. Based on our experience during the last biennium, this permissive mill levy for local funding of district court operations has proved insufficient to cover normal court operations entirely aside from emergency situations. I suggest that this is an area that



needs further exploration and evaluation and that definite Legislative policy fixed concerning the funding of district court operations.

Legislation establishing Water Courts was enacted by the last session of the Legislature. The deadline for filing water claims is rapidly approaching with a cutoff date of January 1, 1982. Thereafter, the impact of increased water litigation will descend upon the Water Courts. The water judges are district judges selected by their colleagues to act in this capacity. Chief Water Judge is District Judge W. W. Lessley of Bozeman and additional water judges are Judge Robert Holter of Libby, Judge B. W. Thomas of Havre, and Judge Jack Shanstrom of Livingston. Judge Lessley and these water judges have spent many long hours and done an exceedingly meritorious job in connection with the organization of the system of water courts, the filing of claims, and the education of the public. Legislation will be submitted to you for additional help from retired district judges called back into active service by the Supreme Court or the Chief Justice to handle the considerable volume of water claims. They anticipate using from two to three retired district judges called back into active service on a more or less standby basis when needed. They anticipate the impact of water adjudications will hit the water courts in early 1983. This will impact upon the present use of retired district judges to assist in overworked judicial districts throughout the state. In this latter connection I will advise that during the past two calendar years we have used four retired judges to help out in the existing work of the judicial district court. They have worked a total of 338 days and the total costs have been approximately \$27,000.

The State Law Library has undergone substantial modernization and upgrading in the last two years under the able direction and leadership of professional law librarian Claire Engel. According to our Librarian, the State Law Library now contains about 67,000 volumes with about 3,000 volumes having been added in the last biennium. There has been a substantial and continuing substitution of modern legal works and materials for outdated and obsolescent research material. A modern cataloging program is well under way. The State Law Library provides needed research, books and materials for the Legislature and its staff, the Supreme Court, all agencies of State government, attorneys, district court judges and lawyers throughout the State. It is an essential resource of our judicial system.

Our Clerk of Court, Thomas Kearney, and his staff are presently engaged on a program of modernizing the operations of that office to achieve maximum efficiency at the lowest possible effort.

Mr. Mike Abley, the Court Administrator and his staff have been invaluable to the operation of all courts in the State of Montana. Without their efforts and assistance we would still be back in the dark ages in terms of identifying problems, making reasonable management decisions, and in handling the budgeting and financing of court operations throughout the entire spectrum of State and local courts in Montana.

Construction of the multi-purpose building to house the Supreme Court and staff, the Attorney General and his legal staff, the State Law Library, and the State Lending Library is well under way. Excavation has largely been completed and much of the foundation poured. The estimated completion date is August 1982. The site of the building is within the Capital Complex on Sixth Avenue, one block east of the State Historical Museum.

We have several new judges in our District Court and Supreme Court since you last met. In addition to Justices Weber and Morrison on the Supreme Court, District Judge Henson in Missoula and District Judge

Sullivan in Butte have been appointed to judgeships and District Judge Harkin in Missoula has been elected to the fourth judgeship in the Fourth Judicial District. Judges Henson and Sullivan, having been appointed since you last met, will be up for Senate confirmation this session.

I hope I have given you an overview of the judicial system in Montana, its problem areas, and matters that seem to me to require legislative attention. We in the judicial system are doing all we can to provide quality judicial services that the people of Montana expect and demand. We earnestly seek your help and assistance in this project in those areas under legislative control. Together we can meet the challenge of the 80's in providing prompt and quality judicial service to meet the needs of the people of the State of Montana.

Thank you.

Reverend Moes delivered the benediction.

Senator Stephens moved that the joint session adjourn. Motion carried.

House reconvened at 4:05 p.m.

Representatives Hurwitz, Kanduch, and Menahan excused at this time.

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 1/12/81  
 Correctly printed - HB 28, HB 32.  
 Considered correctly engrossed - HB 25.

STATE ADMINISTRATION (Feda, Chairman): 1/12/81  
 HB 64, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, O'Hara, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.  
 Total 81

Noes: Andreason, Brand, Conroy, Eudaily, McBride, Oberg, O'Connell, Pistoria.  
 Total 8

Excused: Hurwitz, Kanduch, Menahan.  
 Total 3

Absent or not voting: Bengtson, Burnett, Curtiss, Huennekens, Keedy, Nordtvedt, Pavlovich, Yardley.  
 Total 8

APPROPRIATIONS (Lund, Chairman): 1/12/81  
 HB 114, do pass. Report adopted.  
 HB 149, to the floor, without recommendation. Report adopted.

BUSINESS AND INDUSTRY (Fabrega, Chairman): 1/12/81



HB 21, do pass. Report adopted.

STATE ADMINISTRATION (Fedra, Chairman):

1/12/81

HB 48, do pass. Report adopted.

HB 88, introduced bill, be amended as follows:

1. Page 1, line 11.

Following: "Codes —"

Strike: "distribution"

Insert: "availability"

2. Page 1, line 15.

Following: "shall"

Strike: "distribute"

Insert: "make available"

3. Page 1, line 16.

Following: "legislature"

Insert: "free of charge"

4. Page 1, line 17.

Following: "(2)"

Strike: "Regarding newly elected members of the"

5. Page 1, line 18.

Following: line 17

Strike: "legislature, as"

Insert: "As"

6. Page 1, line 19.

Following: "year"

Strike: "following an"

7. Page 1, line 20.

Following: line 19

Strike: "election"

8. Page 1, line 21.

Following: "shall"

Strike: "distribute"

Insert: "make available"

And, as amended, do pass. Report adopted.

HB 90, do pass. Report adopted.

TAXATION (Nordtvedt, Chairman):

1/9/81

HB 47, do pass. Report adopted.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following bills were introduced, read first time and referred to committees:

HB 157, introduced by Bengtson, Lund, Menahan, Vinger, Vincent, Holliday, Pavlovich, Williams. Referred to Committee on Education and Cultural Resources.

HB 158, introduced by Bengtson, Lund, Menahan, Vinger, Vincent, Holliday, Pavlovich, Williams. Referred to Committee on Education and Cultural Resources.

HB 159, introduced by Ellerd. Referred to Committee on Judiciary.

HB 160, introduced by Sales, Waldron, Thoft. Referred to Committee on Taxation.

HB 161, introduced by Gould. Referred to Committee on State Administration.

HB 162, introduced by Gould, (By Request of the Department of Justice). Referred to Committee on Judiciary.

HB 163, introduced by Gould. Referred to Committee on State Administration.

HB 164, introduced by Gould. Referred to Committee on Judiciary.

HB 165, introduced by Gould. Referred to Committee on Judiciary.

HB 166, introduced by Gould. Referred to Committee on State Administration.

HB 167, introduced by Metcalf. Referred to Committee on Human Services.

HB 168, introduced by Manuel, Kolstad, Neuman, Spilker, Harp, B. Brown, Pavlovich, Thomas, Healy. Referred to Committee on State Administration.

HB 169, introduced by Pistoria, R. Manning, Teague, Meyer, Hemstad. Referred to Committee on State Administration.

HB 170, introduced by Pistoria, R. Manning, Teague, Meyer, Hemstad. Referred to Committee on Education and Cultural Resources.

HB 171, introduced by Pistoria, Marks, R. Manning, Teague, Meyer, Feda, Hemstad. Referred to Committee on Judiciary.

HB 172, introduced by Donaldson, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Business and Industry.

HB 173, introduced by Burnett. Referred to Committee on Judiciary.

HB 174, introduced by Kessler, Burnett, D. O'Hara, Keedy, Menahan, Bengtson. Referred to Committee on Education and Cultural Resources.

HJR 7, introduced by Nordtvedt, Goodover, Fabrega, Crippen, Cozzens, Sivertsen, Iverson, Feda, Keedy, Lee, Matsko. Referred to Committee on Taxation.

HJR 8, introduced by Dussault, Stephens, (By Request of the Legislative Improvement Committee). Referred to Committee on Legislative Administration.

### MOTIONS

Representative Brand moved that Hanson and R. E. Manning be added as sponsors to HB 36. Motion carried.

Representative Asay moved that McLane, Feda, Stobie, Pistoria, Conroy, Bergene, Menahan, Ellison, and D. Manning be added as sponsors to HB 91. Motion carried.

Representative Keedy moved that Huennekens, Harper, Kessler, Vincent, Oberg, Yardley, and Metcalf be added as sponsors to HB 71. Motion carried.

Representative Keedy moved that Stobie be added as a sponsor to HB 10. Motion carried.

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Meyer in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Waldron moved that HB 3, second reading copy, be amended as follows: (96-0)

1. Title, lines 9 and 10.  
Strike: "DOLLAR AMOUNT"  
Insert: "RATE IN EFFECT"

2. Page 1, line 23.  
Strike: "amount provided"  
Insert: "rate in effect"

3. Page 1, line 24.  
Following: "for"  
Strike: "each policeman's"

4. Page 1, line 24.  
Following: "for"  
Strike: "the policeman"  
Insert: "policemen"

5. Page 1, line 25.  
Following: "and"  
Strike: "his"  
Insert: "their"

6. Page 2, line 16.  
Following: "of"  
Strike: "amount provided"  
Insert: "rate in effect"

7. Page 2, line 17.  
Following: "for"  
Strike: "each firefighter's"

8. Page 2, line 18.  
Following: "for"  
Strike: "the firefighter"  
Insert: "firefighters"  
Following: "and"  
Strike: "his"  
Insert: "their"

And, as amended, do pass. (72-25)

Representatives Menahan and Kanduch present at this time.

Representative Marks moved that HB 32, second reading copy, be amended as follows: (97-0)

1. Title, line 8.  
Following: "SESSION"  
Insert: "AND PROVIDING FOR AN EFFECTIVE DATE"

2. Page 2, line 5.  
Insert: "Section 2. This act is effective upon passage and approval."

And, as amended, do pass. (96-0)

Representative Keyser moved that consideration on HB 28 be passed for the day. Motion carried.

That the Committee rise and report. (Meyer, Chairman). Report adopted. (87-4)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 25 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Stobie.

Total 1

Excused: Hurwitz.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 15 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Hurwitz.

Total 1

Absent or not voting: Ellison.

Total 1

House Bill No. 35 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett,



Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sheldon, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Hurwitz.

Total 1

Absent or not voting: None.

Total 0

### SPECIAL ORDERS OF THE DAY

The Speaker appointed the following representatives to the Long Range Building Committee:

Moore, Chairman  
Donaldson, Vice-Chairman  
Hurwitz  
Manuel  
Bardanouve

Representative Fagg moved that the House adjourn until 4:00 p.m., January 13, 1981.

Motion carried.

House adjourned at 4:50 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## EIGHTH LEGISLATIVE DAY

Helena, Montana  
January 13, 1981

House Chambers  
Capitol Building

House convened at 4:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Bennett, Huennekens, Hurwitz, Shelden, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Seventh Legislative Day, find the same to be correct.

SPILKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 1/13/81  
Correctly engrossed - HB 3, HB 32.  
Correctly printed - HB 21, HB 47, HB 90, HB 114.

STATE ADMINISTRATION (Feda, Chairman): 1/13/81  
HB 72, do pass. Report adopted.

### MOTIONS

Representative Harrington moved that Towe, Graham, D. Manning, Conover, Dozier, Conroy, Huennekens, Severson, Turnage, and Fabrega be added as sponsors to HB 29. Motion carried.

Representative Dussault moved that HJR 8 be taken from the Committee on Education and rereferred to the Committee on Rules. Motion carried.

Representative Fabrega moved that HB 168 be taken from the Committee on State Administration and rereferred to the Committee on Business and Industry. Motion carried.

Representative Fagg moved that the rules be suspended to allow SJR 1 to be introduced and placed on Second and Third Readings this day. Representative Feda arose for a point of order, reminding the membership that a two-thirds vote was required to suspend the rules. Motion carried. (65-27)

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 175, introduced by Yardley. Referred to Committee on Business and Industry.

HB 176, introduced by Yardley. Referred to Committee on Judiciary.

HB 177, introduced by Eudaily, Hanson, Anderson, Donaldson. Referred to Committee on Taxation.

HB 178, introduced by Moore, Anderson, Eudaily, Dussault, B. Brown. Referred to Committee on Education and Cultural Resources.

HB 179, introduced by Donaldson. Referred to Committee on Local Government.

HB 180, introduced by Kitselman, Hager. Referred to Committee on Fish and Game.

HB 181, introduced by Moore, (By Request of the Legislative Council). Referred to Committee on State Administration.

HB 182, introduced by Devlin, Ryan. Referred to Committee on Agriculture, Livestock and Irrigation.

HB 183, introduced by Fabrega, Regan, Goodover, Meyer, Menahan, R. Manning, Pavlovich, Hemstad. Referred to Committee on Business and Industry.

HB 184, introduced by D. Brown, Quilici, Pavlovich, Daily, Harrington, Thoft, Menahan, Nilson, McBride, Abrams, R. Manning. Referred to Committee on Local Government.

HB 185, introduced by Kanduch, Conroy, Burnett, McLane, Feda, Iverson, Quilici, Daily, Pavlovich, Smith, Roth, Kropp, Zabrocki, Underdal, Stobie, Dozier, Ellerd, Keyser, Curtiss, Bennett, Hurwitz, Sales. Referred to Committee on Business and Industry.

HB 186, introduced by Winslow. Referred to Committee on Education and Cultural Resources.

HB 187, introduced by Moore. Referred to Committee on Human Services.

HB 188, introduced by Sales. Referred to Committee on Business and Industry.

HB 189, introduced by Sales. Referred to Committee on Business and Industry.

HB 190, introduced by Waldron, Dozier, Nilson, Azzara, Dussault, Hemstad, Conn. Referred to Committee on Labor and Employment Relations.

HB 191, introduced by Waldron, Bertelsen, Bennett, Lory, Azzara. Referred to Committee on Local Government.

HB 192, introduced by Moore. Referred to Committee on Local Government.

HB 193, introduced by Moore, Lee. Referred to Committee on Labor and Employment Relations.

HJR 9, introduced by Moore. Referred to Committee on Rules.

The following Senate bills were introduced, read first time and referred to committees:

SB 27, introduced by S. Brown. Referred to Committee on Judiciary.

SB 28, introduced by Mazurek, (By Request of the Department of Community Affairs). Referred to Committee on Local Government.

SB 36, introduced by Goodover, (By Request of the Code Commissioner). Referred to Committee on Judiciary.

### **SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Yardley in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Marks moved that consideration on SJR 1 be passed for the day. Motion carried.

Representative Lory moved that consideration on HB 28 be passed for the day. Motion carried.



That the Committee rise and report. (Yardley, Chairman). Report adopted. (84-8)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 3 was passed by the following vote:

Ayes: Anderson, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Quilici, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Mr. Speaker.

Total 77

Noes: Abrams, Azzara, Brand, Brown, Harp, Manning, Menahan, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Robbins, Roush, Teague, Yardley, Zabrocki.

Total 17

Excused: Bennett, Huennekens, Hurwitz, Shelden.

Total 4

Absent or not voting: Dozier, Harrington.

Total 2

House Bill No. 32 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Burnett.

Total 1

Excused: Bennett, Huennekens, Hurwitz, Shelden.

Total 4

Absent or not voting: Harrington.

Total 1

### SPECIAL ORDERS OF THE DAY

The Speaker confirmed his appointment of Representative Joe Quilici as the member of the House of Representatives who will attend an ad hoc meeting of legislators from the states of Oregon, Washington, and Montana



to develop a proposal for legislative participation in implementation of the Pacific Northwest Electric Power Planning and Conservation Act.

Representative Quilici will be on legislative business and is therefore entitled to compensation for per diem and expenses incurred as a result of this meeting.

Representative Fagg moved that the House adjourn until 4:00 p.m., January 14, 1981.

Motion carried.

House adjourned at 5:40 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## NINTH LEGISLATIVE DAY

Helena, Montana  
January 14, 1981

House Chambers  
Capitol Building

House convened at 4:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Ellerd, Huennekens, Shelden, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Eighth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman):	1/13/81
Correctly printed - HB 48, HB 88.	
Correctly printed - HB 72.	1/14/81
JUDICIARY (Keyser, Chairman):	1/12/81
HB 44, do not pass.	

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 72

Noes: Bengtson, Brand, Brown, Daily, Dozier, Harper, Harrington, Hart, Kanduch, Keedy, Manning, Manuel, McBride, Menahan, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Teague, Vincent, Waldron.  
Total 25

Excused: Ellerd, Huennekens, Shelden.  
Total 3

Absent or not voting: None.  
Total 0

HB 68, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman,

Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Brand, Brown, Menahan, Pavlovich, Pistoria, Robbins, Teague.

Total 7

Excused: Ellerd, Huennekens, Shelden.

Total 3

Absent or not voting: O'Connell.

Total 1

STATE ADMINISTRATION (Feda, Chairman):

1/13/81

HB 37, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Brand, Brown, Daily, Dozier, Harrington, Manning, McBride, Menahan, Oberg, Pavlovich, Vincent.

Total 11

Excused: Ellerd, Huennekens, Shelden.

Total 3

Absent or not voting: Kanduch, O'Connell, Pistoria.

Total 3

HB 83, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fagg, Feda, Hannah, Hanson, Harp, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, McBride, McLane, Metcalf, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 72

Noes: Bergene, Brand, Brown, Daily, Ellison, Fabrega, Gould, Harper, Harrington, Hemstad, Keedy, Manning, Manuel, Matsko, Menahan, Meyer, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Teague.  
Total 23

Excused: Ellerd, Huennekens, Shelden.  
Total 3

Absent or not voting: Nilson, Underdal.  
Total 2

BUSINESS AND INDUSTRY (Fabrega, Chairman): 1/13/81

HB 14, do pass. Report adopted.

HB 30, introduced bill, be amended as follows:

1. Page 1, line 21.

Following: "or"

Strike: "savings"

Insert: "building"

And, as amended, do pass. Report adopted.

HB 52, introduced bill, be amended as follows:

1. Title, line 6.

Following: "OPTIONS"

Strike: "ON"

Insert: "AS TO"

And, as amended, do pass. Report adopted.

HB 104, do pass. Report adopted.

HUMAN SERVICES (Gould, Chairman): 1/12/81

HB 50, introduced bill, be amended as follows:

1. Title, line 6.

Following: "TO"

Strike: "AUTHORIZE"

Insert: "PROVIDE VOCATIONAL TRAINING TO THE DISABLED AND THE BLIND AFTER"

2. Title, lines 7 and 8.

Following: "DETERMINATION"

Strike: "BEFORE PROVIDING VOCATIONAL TRAINING TO THE DISABLED AND TO THE BLIND"

Insert: "HAS BEEN MADE"

And, as amended, do pass. Report adopted.

HB 70, introduced bill, be amended as follows:

1. Page 1, line 25.

Following: "profession"

Insert: "in Montana"

And, as amended, do pass. Report adopted.

LABOR AND EMPLOYMENT RELATIONS (Ellerd, Chairman): 1/13/81

HB 49, introduced bill, be amended as follows:

1. Page 7, lines 11 through 15.

Following: "date" on line 11

Strike: line 11 through "year" on line 15



And, as amended, do pass. Report adopted.

HB 75, introduced bill, be amended as follows:

1. Page 1, lines 21 through 23.

Following: "self-employment"

Strike: the remainder of lines 21 through 23 in their entirety

Insert: "in any week during which he earns wages of less than two times his weekly benefit amount. All self-employment earnings must be reported for audit."

And, as amended, do pass. Report adopted.

HB 79, introduced bill, be amended as follows:

1. Page 4, lines 5 through 10.

Following: "Notice." on line 5

Strike: the remainder of lines 5 through 10 in their entirety

2. Page 4, line 11.

Following: line 10

Strike: "(2)"

Following: "When"

Strike: "the"

Insert: "a"

Following: "project"

Insert: "that exceeds \$50,000 in cost is completed and"

3. Page 4, line 12.

Following: "contracting"

Strike: "authority"

Insert: "agency"

4. Page 4, line 14.

Following: "department."

Insert: "In the case of projects that amount to \$50,000 or less in cost, the department may request such information on an individual contract basis."

5. Page 4, line 18.

Following: "Section 4."

Strike: "Bid"

Insert: "Contract"

6. Page 4, line 19.

Following: "All"

Strike: "bids"

Insert: "contracts"

7. Page 4, line 23.

Following: "Submission of"

Strike: "weekly"

8. Page 4, line 24.

Following: line 23

Strike: "to contracting authority"

Following: "by the"

Strike: "commissioner"

Insert: "department"

9. Page 5, line 2.

Following: line 1

Strike: "weekly"

And, as amended, do pass. Report adopted.

Committee adopted the following Statement of Intent:

1/15/81

STATEMENT OF INTENT  
HOUSE BILL 79

A statement of intent is required for this bill because it grants the Commissioner of Labor and Industry rulemaking authority regarding the preference for Montana labor in public works contracts. This bill intends that the commissioner adopt rules concerning areas such as the use of apprentices, methods of computing standard prevailing wage rates, and geographical areas subject to the rates. The commissioner shall also have the authority to adopt rules as may be needed to ensure that reporting and enforcement measures are complied with.

STATE ADMINISTRATION (Feda, Chairman):

1/14/81

HB 38, introduced bill, be amended as follows:

1. Page 2, line 7.

Following: "(3)"

Strike: "No"

Insert: "Except as provided in subsection (5), no"

2. Page 2, line 13.

Following: "by"

Insert: "a three-fourths vote of"

3. Page 2, line 14.

Following: "full"

Insert: "or partial"

4. Page 2, line 15.

Following: line 14

Insert: "pertinent"

5. Page 2, line 25.

Following: "of"

Strike: "intent to incorporate"

Insert: "incorporation"

6. Page 3, line 1.

Following: "reference"

Insert: "of"

Following: "such"

Strike: "later"

7. Page 3, line 5.

Following: line 4

Strike: "Unless a"

Insert: "A"

Following: "is"

Strike: "requested,"

Insert: "not required, and"

And, as amended, do pass. Report adopted.

HB 66, introduced bill, be amended as follows:

1. Title, lines 7 and 8.

Following: "MCA"

Strike: " ; AND" through "DATE"

2. Page 3, line 1.

Strike: "judgments entered"

Insert: "summons served"

3. Page 3, lines 2 and 3.

Strike: lines 2 and 3 in their entirety

And, as amended, do pass. Report adopted.

HB 74, introduced bill, be amended as follows:

1. Page 1, line 25.

Following: "of"

Strike: "filing"

Insert: "publication"

2. Page 2, line 1.

Following: "for"

Strike: "advance"

3. Page 9.

Following: line 8

Insert: "Section 8. Severability. If a part of this act is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of this act is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications."

And, as amended, do pass. Report adopted.

HB 87, introduced bill, be amended as follows:

1. Title, line 4.

Following: "CITY"

Strike: ", "

Insert: "AND"

2. Title, line 5.

Following: "COUNTY"

Strike: ", SCHOOL DISTRICT, AND CERTAIN SPECIAL DISTRICT MILL"

3. Title, line 6.

Strike: "LEVY"

Insert: "BOND"

4. Title, line 7.

Following: "QUESTION"

Strike: "AND THAT 60"

5. Title, line 8.

Strike: line 8 in its entirety

6. Title, line 10.

Following: "7-7-4235,"

Insert: "AND"

Following: "7-7-4236,"

Strike: "7-13-2328, 7-34-2136, 20-9-353, AND"

7. Title, line 11.

Strike: "20-9-428,"

8. Page 1, line 24.

Strike: "60%"

Insert: "a majority"

9. Page 2, line 7.

Strike: "60%"

Insert: "a majority"

10. Page 3, line 15.

Strike: "60%"

Insert: "a majority"

11. Page 3, line 22.

Strike: "60%"

Insert: "a majority"

12. Page 4, line 22 through line 3 on page 10.

Strike: sections 5 through 8 in their entirety

And, as amended, do pass. Report adopted.

HB 97, introduced bill, be amended as follows:

1. Title, line 9.

Following: "19-8-503,"

Insert: "19-8-601,"

2. Page 2, lines 23 and 24.

Strike: subsection (8) in its entirety

Renumber: subsequent subsections

3. Page 4.

Following: line 7

Insert: "Section 3. Section 19-8-601, MCA, is amended to read:

"19-8-601. Time of retirement. (1) Any member in service who has completed at least ~~25~~ 20 years of creditable service and who has reached the age of 55 years may retire on service retirement allowance upon written application to the board setting forth at what time, not less than 30 days or more than 90 days subsequent to the filing thereof, he desires to be retired.

(2) Retirement shall be compulsory at age 60.""

Renumber: subsequent section

And, as amended, do pass. Report adopted.

HB 98, introduced bill, be amended as follows:

1. Title, line 10.

Following: "19-6-101"

Insert: " , 19-6-501,"

2. Page 3.

Following: line 16

Insert: "Section 2. Section 19-6-501, MCA, is amended to read:

"19-6-501. Eligibility and application for service retirement allowance. A member in service who has completed at least ~~25~~ 20 years of creditable service may retire on a service retirement allowance upon written application to the department setting forth at what time he desires to be retired, not less than 30 days or more than 90 days subsequent to the filing thereof.""

Renumber: all subsequent sections

3. Page 4, line 4.

Following: "benefits."

Strike: "If no" and lines 5 through 10 in their entirety



Insert: "The surviving spouse of a highway patrolman who retired prior to July 1st, 1974, shall receive a minimum retirement allowance of no less than \$300 per month beginning January 1, 1981, or the first day of the month following the patrolman's death, whichever is later."

And, as amended, do pass. Report adopted.

TAXATION (Nordtvedt, Chairman):

1/14/81

HB 22, introduced bill, be amended as follows:

1. Title, line 10.

Following: "MCA"

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 6.

Following: line 25

Insert: "Section 3. Effective date. This act is effective on passage and approval."

And, as amended, do pass. Report adopted.

### MOTIONS

Representative Fagg moved that SJR 1 be taken from Second Reading and referred to the Committee on Rules. Motion carried.

The Speaker announced a five-minute recess.

House resumed at 4:20 p.m.

### REPORTS OF STANDING COMMITTEES

RULES (Fagg, Chairman):

1/14/81

SJR 1, gray copy, be amended as follows:

1. Page 19, line 10.

Strike: "After January 4, 1981, a"

Insert: "A"

2. Page 19, line 14.

Strike: "January 5"

Insert: "the convening date of each session"

3. Page 19, line 20.

Strike: "Bills and joint resolutions will be checked by"

Insert: "All bills and resolutions will be submitted to"

4. Page 19, line 22.

Following: "for"

Insert: "drafting or for compliance with"

5. House Rules Committee Report dated January 13, 1981.

Strike: amendment no. 1 in its entirety

And, as amended, be concurred in. Report adopted.

### MOTIONS

Representative Fagg moved that SJR 1 be taken from the Committee on Rules and placed on Second Reading. Motion carried. (91-0)

Representative Fagg moved that the rules be suspended to allow SJR 1 to be placed on Third Reading this day. Motion carried. (89-0)

Representative Donaldson moved that HB 172 be taken from the Committee on Business and Industry and rereferred to the Committee on Human Services. Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following bills were introduced, read first time and referred to committees:

HB 194, introduced by Ellison, Roth. Referred to Select Committee on Water.

HB 195, introduced by Curtiss, Kanduch, Stobie, Mueller, Hurwitz, Thoft, Bertelsen, Ellison, McCallum. Referred to Committee on Natural Resources.

HB 196, introduced by Brand, Menahan. Referred to Committee on State Administration.

HB 197, introduced by Donaldson, (By Request of the Public Employees' Retirement Board). Referred to Committee on State Administration.

HB 198, introduced by Brand, Sivertsen. Referred to Committee on Education and Cultural Resources.

HB 199, introduced by Lory, (By Request of the Department of Administration). Referred to Committee on Fish and Game.

HB 200, introduced by Ellison, (By Request of the Department of Fish, Wildlife, and Parks). Referred to Committee on Taxation.

HB 201, introduced by Sivertsen. Referred to Committee on State Administration.

HB 202, introduced by Sivertsen, (By Request of the Department of Administration). Referred to Committee on State Administration.

HB 203, introduced by Sivertsen. Referred to Committee on State Administration.

HB 204, introduced by Eudaily, Quilici. Referred to Committee on Taxation.

HB 205, introduced by Keedy. Referred to Committee on Judiciary.

HB 206, introduced by Keedy. Referred to Committee on Business and Industry.

HB 207, introduced by Keedy. Referred to Committee on Judiciary.

HB 208, introduced by Keedy. Referred to Committee on Judiciary.

HB 209, introduced by Keedy. Referred to Committee on Judiciary.

HB 210, introduced by Keedy. Referred to Committee on Judiciary.

HB 211, introduced by Keedy. Referred to Committee on State Administration.

HB 212, introduced by Keedy. Referred to Committee on Judiciary.

HB 213, introduced by Keedy. Referred to Committee on Judiciary.

HB 214, introduced by Keedy. Referred to Committee on Judiciary.

HB 215, introduced by Keedy. Referred to Committee on Judiciary.

HB 216, introduced by Keedy. Referred to Committee on Judiciary.

HB 217, introduced by Menahan, Haffey, Ryan, Brand, Harper, Bergene, Oberg, Holliday, Harp, Bengtson, Nilson, R. Manning, Kennerly, O'Connell, Roush, Dussault, Daily, Pavlovich, McLane, Quilici, D. Brown, Harrington, Hart, Curtiss, Zabrocki, Robbins, Yardley. Referred to Committee on Appropriations.

HB 218, introduced by Kessler. Referred to Committee on Highways and Transportation.

HB 219, introduced by Nordtvedt, Vinger, (By Request of the Revenue Oversight Committee). Referred to Committee on Taxation.

HB 220, introduced by Harper, Vincent, Burnett, Gould, Jensen. Referred to Committee on Judiciary.

- HB 221, introduced by Burnett. Referred to Committee on Taxation.
- HB 222, introduced by Robbins, Shontz, Zabrocki, Dussault, Bertelsen, Metcalf, Harper, McLane, Underdal, Jensen, Kessler, Quilici. Referred to Committee on Fish and Game.
- HB 223, introduced by Schultz, Burnett, Underdal, Conroy, Moore, Neuman, Iverson, Kropp, Ernst. Referred to Committee on Taxation.
- HB 225, introduced by Ellison. Referred to Committee on State Administration.
- HB 226, introduced by Schultz, Ernst, Roth, Phillips, Matsko, Moore, Switzer, Devlin, Daily, Harrington, Curtiss, D. Brown, Wallin. Referred to Committee on Highways and Transportation.
- HB 227, introduced by Sales. Referred to Committee on Local Government.
- HB 228, introduced by Sales. Referred to Committee on Local Government.
- HB 229, introduced by Sales. Referred to Committee on Local Government.
- HB 230, introduced by Sales. Referred to Committee on Education and Cultural Resources.
- HB 231, introduced by Winslow. Referred to Committee on State Administration.
- HB 232, introduced by Smith, (By Request of the Department of Livestock). Referred to Committee on Agriculture, Livestock and Irrigation.
- HB 233, introduced by Moore, Phillips, Matsko, Schultz, Roth, Briggs, Bardanouve, Stephens. Referred to Committee on State Administration.
- HB 234, introduced by Harp, Yardley, Keedy, Mueller. Referred to Committee on Taxation.
- HB 235, introduced by Burnett, Curtiss, Devlin, Switzer, McLane. Referred to Committee on Business and Industry.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Moore in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Fabrega moved that SJR 1, gray copy, be amended as follows: (61-36)

1. Page 19, line 13.

Following: "Council"

Strike: "nor may a legislator introduce more than five bills"

Representative Fabrega moved that SJR 1, gray copy, be further amended as follows: (49-48)

1. Page 19, line 22.

Following: line 21

Insert: "(g) appropriation bills;"

Representative Menahan moved that SJR 1, gray copy, be further amended as follows: (54-42)



1. Page 19.

Following: line 22

Insert: "(h) taxation bills."

And, as amended, be concurred in. (87-8)

Representative Waldron excused at this time.

That HB 21 do pass. (90-1)

That HB 47 do pass. (92-0)

Representative Lory moved that HB 48, second reading copy, be amended as follows: (69-24)

1. Page 5, line 13.

Following: "August 1,"

Strike: "1982"

Insert: "1981"

And, as amended, do pass. (84-10)

Representative Vincent moved that HB 88, second reading copy, be amended as follows: (88-4)

1. Page 2.

Following: line 3

Insert: "(4) Costs associated with providing code sets as required by this section shall be paid out of the revolving fund account established under 1-11-301, MCA."

And, as amended, do pass. (85-10)

Representative Seifert in the Chair.

That HB 90 do pass. (90-3)

That HB 114 do pass. (91-0)

Representative Moore in the Chair.

Representative Keyser moved that consideration on HB 28 be passed for the day. Motion carried.

That the Committee rise and report. (Moore, Chairman). Report adopted. (85-8)

## MOTIONS

Representative Keyser moved that HB 28 be taken from Second Reading and referred back to the Committee on Local Government with the permission of the chairman of that committee. Motion carried. (90-2)

## THIRD READING OF BILLS

The following bill having been read three several times, title and history agreed to, was disposed of in the following manner:

Senate Joint Resolution No. 1 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller,



Neuman, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Brand, Brown, Dozier, McBride, Moore, Nilson, Oberg.

Total 7

Excused: Ellerd, Huennekens, Shelden, Waldron.

Total 4

Absent or not voting: Burnett, Hurwitz, O'Connell.

Total 3

Representative Fagg announced that the legislative prayer breakfast would be held Thursday morning, January 15, 1981, at 6:30 a.m., at Jorgenson's restaurant.

Representative Fagg moved that the House adjourn until 4:00 p.m., January 15, 1981.

Motion carried.

House adjourned at 6:30 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## TENTH LEGISLATIVE DAY

Helena, Montana  
January 15, 1981

House Chambers  
Capitol Building

House convened at 4:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Ellerd, Huennekens, Shelden, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Ninth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 1/15/81

Correctly printed - HB 14, HB 22, HB 30, HB 38, HB 49, HB 50,  
HB 52, HB 66, HB 70, HB 74, HB 75, HB 79, HB 87, HB 97,  
HB 98, HB 104, HB 149.

Correctly engrossed - HB 48, HB 88.

Considered correctly engrossed - HB 21, HB 47, HB 90, HB 114.

STATE ADMINISTRATION (Fedra, Chairman): 1/15/81

HB 122, do pass. Report adopted.

HB 139, do pass. Report adopted.

TAXATION (Nordtvedt, Chairman): 1/15/81

HB 13, do pass. Report adopted.

HB 17, introduced bill, be amended as follows:

1. Page 2, line 23.

Following: "for,"

Strike: "effective with taxable years ending on or after December 31,  
1962,"

2. Page 2, line 25.

Following: "the"

Insert: "same"

Following: "rate"

Strike: "of 6 9% per annum"

Insert: "as is charged on delinquent taxes due"

3. Page 4, line 12.

Following: "the"

Insert: "same"

Following: "rate"

Strike: "of 6 9% per annum"

Insert: "as is charged on delinquent taxes due"

And, as amended, do pass. Report adopted.

HB 34, introduced bill, be amended as follows:

1. Title, line 7.

Following: "PROVIDING"

Strike: "A RETROACTIVE"

Insert: "AN"

2. Page 2, line 8.

Following: "2."

Strike: "Retroactive applicability"

Insert: "Applicability"

3. Page 2, line 10.

Following: "31,"

Strike: "1978"

Insert: "1980"

And, as amended, do pass. Report adopted.

### MOTIONS

Representative Azzara moved that Dover, Fabrega, Spilker, Sales, Donaldson, Roth, Kessler, and Halligan be added as sponsors to HB 33. Motion carried.

Representative Azzara moved that S. Brown and Fabrega be added as sponsors to HB 57. Motion carried.

Representative Nordtvedt moved that McBride, Andreason, and Kessler be added as sponsors to HB 51. Motion carried.

Representative Keedy moved that Nilson be added as a sponsor to HB 10. Motion carried.

Representative Donaldson moved that HB 23 be taken from Second Reading and referred to the Committee on Appropriations. Motion carried.

### SPECIAL ORDERS OF THE DAY

Members of the Senate assembled in the House chamber to honor Mrs. "Boo" Walter for many years of service in the print shop. She received a standing ovation and was read the following poem:

Here's to the lady who holds the reins  
Of the print shop down in the capitol cellar.  
Here's to the lady who takes such pains  
To ensure that each bill is white, blue, or yellar.

She went to work for the Senate back in '53  
With a mimeograph and staff of one,  
Plus a couple dozen ladies who would knit with glee  
Until the one-armed printer had the copies all run.  
Then they'd collate by hand, with fervor and speed,  
Those 220 Senate Bills introduced back then  
When last the Republicans were in control and did lead.

The lady handmade the equipment most needed,  
One of the tables still used today.  
But after all these years her needs have been heeded,  
So proved by the fast double-head now on display.  
And a 400-bin collator has taken the place  
Of those 26 ladies who assembled by hand  
Those 635 bills by the ream and the case  
To meet the 33rd Legislature's demand.

She calls Council staff late at night  
"Please run this bill again and don't take long.  
The page is bad, it's entirely too light,  
If I print it like this, it'll be all wrong!"  
And always she goes to gather all legislation,  
Up and down stairs by night and by day,

So everything can be printed quickly—without hesitation.  
(The elevator she scorns—it takes too long that way.)  
“How many copies shall we make, and please don’t guess!”  
The quality and quantity must be the best.  
She wants no leftovers, no waste, and no mess—  
Only when it’s perfect does she go home to rest.  
We return now to parchment and quill  
To honor this lady ‘ere to sunny Cal she goes: Who  
Hurries and scurries and prints for us still?  
The print shop lady, Mrs. Walter, our dear *Boo*.

The Speaker appointed the following representatives to the Memorial Committee:

Bergene, Chairman  
Andreason  
Kanduch

Representative Fagg reminded the House that under the new rules all requests for drafting of bills have to be in the Legislative Council by the 10th legislative day. That deadline falls at 5:00 p.m. today.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

- HB 224, introduced by Moore, Lee. Referred to Committee on Business and Industry.
- HB 236, introduced by Moore. Referred to Committee on Natural Resources.
- HB 237, introduced by McBride, B. Brown, (By Request of the Department of Natural Resources and Conservation). Referred to Committee on Taxation.
- HB 238, introduced by Fabrega, Goodover, Sivertsen, Phillips, Thomas, Harper, Pistoria, Vinger, Feda, Sales. Referred to Committee on Business and Industry.
- HB 239, introduced by Fabrega, Goodover, Wallin, Moore, Vinger, Nordtvedt, Meyer, Sales. Referred to Committee on Business and Industry.
- HB 240, introduced by Fabrega, Goodover, Wallin, Kitselman, Donaldson, Cozzens, Lee, Keyser, Roth, Nordtvedt, Meyer, Sales, Kolstad, Manuel, Lund, Conroy, D. Brown, McLane, Andreason, Severson, Phillips, Gould, Moore, Kanduch. Referred to Committee on Business and Industry.
- HB 241, introduced by Fabrega, M. Anderson, Meyer. Referred to Committee on Business and Industry.
- HB 242, introduced by Fabrega. Referred to Committee on Business and Industry.
- HB 243, introduced by Fabrega, Wallin, Meyer. Referred to Committee on Business and Industry.
- HB 244, introduced by Fabrega, Blaylock. Referred to Committee on Business and Industry.
- HB 245, introduced by Brand, Menahan. Referred to Committee on State Administration.
- HB 246, introduced by Yardley, (By Request of the Department of Social and Rehabilitation Services). Referred to Committee on Human Services.



- HB 247, introduced by Sivertsen, (By Request of the Department of Livestock). Referred to Committee on Agriculture, Livestock and Irrigation.
- HB 248, introduced by Gould, Keedy, Jensen, Hannah, Cozzens, Kitselman, Underdal, Stobie, Pavlovich, Daily, Burnett, D. O'Hara, Winslow. Referred to Committee on Judiciary.
- HB 249, introduced by Menahan, Kolstad, Roth, Dussault. Referred to Committee on Human Services.
- HB 250, introduced by Nordtvedt, Marks, Fagg, Spilker, Sales, Curtiss, Burnett, Keyser, Lund, Turnage, Stephens, Smith, Goodover, Hannah, Winslow, Cozzens, Andreason, Jensen, Feda, Asay, Switzer, Matsko, Phillips, Schultz, Briggs, Wallin, Ernst, Moore, D. O'Hara, Hurwitz, Iverson, Kitselman, Seifert. Referred to Committee on Taxation.
- HB 251, introduced by Curtiss, Schultz, Feda, McCallum, Keyser, Burnett, Manley, Conroy, Moore. Referred to Committee on Fish and Game.
- HB 252, introduced by Curtiss, Moore, Manley, Conroy, B. Brown. Referred to Committee on State Administration.
- HB 253, introduced by Kropp, (By Request of the Department of Justice). Referred to Committee on Highways and Transportation.
- HB 254, introduced by Kropp, (By Request of the Department of Justice). Referred to Committee on Highways and Transportation.
- HB 255, introduced by Kropp, (By Request of the Department of Justice). Referred to Committee on Highways and Transportation.
- HB 256, introduced by Vinger, Feda, Conroy, Kropp. Referred to Committee on Local Government.
- HB 257, introduced by Wallin, Schultz, Kitselman, Williams, Keyser, Sivertsen, Ernst, Nordtvedt, Harp, Vincent. Referred to Committee on Business and Industry.
- HB 258, introduced by Hemstad, Marks, Conn, Sivertsen, Donaldson, Kanduch, Metcalf, Nordtvedt, Jacobsen, Devlin, Switzer, Nilson, R. Manning, Gould, Bergene, Pavlovich, Brand, Seifert, Bennett. Referred to Committee on Human Services.
- HB 259, introduced by Harp, Aklestad, Underdal, Hanson, Sivertsen, Schultz. Referred to Committee on Labor and Employment Relations.
- HB 260, introduced by Moore, Phillips. Referred to Committee on Labor and Employment Relations.
- HB 261, introduced by Ernst, Schultz, Phillips, Dover. Referred to Committee on Appropriations.
- HB 262, introduced by Smith. Referred to Committee on Business and Industry.
- HB 263, introduced by Mueller, Harp, Seifert, Lund, Feda, Donaldson, Dozier, Quilici, Neuman, (By Request of the Public Employees' Retirement Board). Referred to Committee on State Administration.
- HB 264, introduced by Phillips, (By Request of the Public Employees' Retirement Board). Referred to Committee on State Administration.
- HJR 10, introduced by Gould, Johnson. Referred to Committee on Rules.

The following Senate bills were introduced, read first time and referred to committees:

- SB 8, introduced by Van Valkenburg, (By Request of the Committee on Corrections Policy and Facility Needs). Referred to Committee on Judiciary.
- SB 19, introduced by B. Brown. Referred to Committee on Taxation.
- SB 46, introduced by B. Brown. Referred to Committee on State Administration.

SB 39, introduced by Goodover, (By Request of the Legislative Council). Referred to Committee on State Administration.

### **SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Harrington in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

That HB 72 do pass. (49-48)

That the Committee rise and report. (Harrington, Chairman). Report adopted. (70-24)

### **THIRD READING OF BILLS**

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 21 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.  
Total 86

Noes: Asay, Hannah, Roth, Smith, Vinger, Winslow.  
Total 6

Excused: Ellerd, Huennekens, Shelden.  
Total 3

Absent or not voting: Brand, Hart, Hurwitz, McBride, Switzer.  
Total 5

House Bill No. 47 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen,

Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Eller, Huennekens, Shelden.

Total 3

Absent or not voting: Hurwitz.

Total 1

House Bill No. 88 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fagg, Gould, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shontz, Sivertsen, Spilker, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Asay, Burnett, Devlin, Feda, Hannah, Harper, Jensen, Moore, Seifert, Smith, Stobie, Switzer, Vinger.

Total 13

Excused: Eller, Huennekens, Shelden.

Total 3

Absent or not voting: Fabrega, Hurwitz, Williams.

Total 3

House Bill No. 90 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Eller, Huennekens, Shelden.

Total 3

Absent or not voting: Hurwitz.

Total 1

House Bill No. 114 was passed by the following vote:



Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Ellerd, Huennekens, Shelden.

Total 3

Absent or not voting: Hurwitz.

Total 1

House Bill No. 48 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Brown, Daily, Devlin, Dozier, Dussault, Harrington, McBride, Oberg, O'Connell, Pavlovich, Roth, Smith, Waldron.

Total 13

Excused: Ellerd, Huennekens, Shelden.

Total 3

Absent or not voting: Hurwitz, Thoft.

Total 2

## MOTIONS

Representative Keyser moved that the House reconsider its action in adopting the Committee of the Whole Report. Motion failed. (29-65)

## SPECIAL ORDERS OF THE DAY

Representative Spilker complimented the House members for the amount of work they had already accomplished this session. They are substantially ahead of the previous legislative calendar.



Representative Fagg moved that the House adjourn until 4:00 p.m., January 16, 1981.

Motion carried.

House adjourned at 5:05 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## ELEVENTH LEGISLATIVE DAY

Helena, Montana  
January 16, 1981

House Chambers  
Capitol Building

House convened at 4:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Curtiss, Ellerd, O'Connell, Shelden, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Tenth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### SPECIAL ORDERS OF THE DAY

The Sergeant-at-Arms escorted the Honorable Senator Max Baucus to the rostrum. After being presented to the members of the House, Senator Baucus gave the following address:

Mr. Speaker, distinguished members of the House, ladies and gentlemen, I want to thank the House bi-partisan leadership for this opportunity to address you this afternoon.

I am here today because we Montanans face an old problem that demands our renewed attention: The relationship between Montana and the federal government. Over the next few years, the decisions made here in Helena—and those made in Washington, D.C.—will dictate whether the federal government will be a constructive or a destructive force in this state for decades to come. These decisions will determine the quality of life in Montana far into the twenty-first century.

In the wake of the 1980 election, we are tempted to adopt a "wait and see" attitude. Some suggest the new Administration will respond to an angered electorate and revolutionize the federal government and that unwarranted federal interference will be eliminated.

No one doubts that the strong winds of political change have once again swept this land. Indeed, voters have expressed old frustrations with a new urgency.

Yet, we would be well served to heed the maxim: "The more things change, the more they remain the same." We should remember that, as the 96th Congress of the United States came to an end, Montana's ability to control its own destiny lay threatened by a rash of ill-advised proposals—proposals that will live on and, if adopted, cripple our ability to shape our own economic and political future.

So far, the Montana Congressional delegation—with the help of Montana officials and concerned citizens—has succeeded in preventing unwarranted federal intrusions. But the proposals that Montanans rightly fear were not defeated on November 4th. *They* live on—and they will face us for the rest of this decade.

Fortunately, our *past* has prepared us to meet the test of the present and the challenges of the future.

As the decade of the 1970s opened, we Montanans faced our new challenges squarely. The state reorganized its executive branch to enhance its

responsibility and to make it more accountable and accessible to the public.

The state adopted a strong, innovative Constitution to replace the 80-year old document written by the copper barons of another age.

The State Legislature drafted, debated, passed and revised a responsible facility siting law to ensure that energy plants are built only as needed and where environmentally compatible.

The Legislature adopted and refined a strip mine reclamation law that has served as a model for other states and for the federal government.

We enacted a water law designed to ensure an organized, even-handed determination of water rights and beneficial uses.

And, we adopted a reasonable coal severance tax to pay the coal development costs we will bear, long after that one-time harvest of an irreplaceable resource.

*In sum*, Montana's record on energy matters is unparalleled. We have indicated clearly that we will contribute to national energy needs in a responsible and timely fashion. We seek no escape from that obligation.

We will not hamstring needed energy development with delays, cumbersome procedures, or unrealistic requirements. Nor do we propose to profiteer from the nation's disturbing energy predicament.

*But*, we also intend to make clear that Montana is no longer and will not again become a resource colony. In doing so, we intend to demand, and help structure, a new partnership with the federal government. And we will resist unwarranted federal intrusions.

Unfortunately, Montana's willingness to cooperate has gone largely unheeded.

Montana's history is littered with the wreckage of a short-sightedness that destroys communities, neighborhoods, and families. All too recently, despite our best efforts, we have felt again the tragedy of commerce uprooted—of economic activity halted by forces beyond our control and held to no account.

It is against this background that the federal attacks on our energy program appear so disheartening. For we have labored long and tirelessly to convince the federal government that our approach to the energy crisis is reasonable and deserves support.

We have heeded the words of Thomas Jefferson that the only way states can avoid the abuse of national power is to strengthen state governments—and this must be done by the states themselves.

The recent past makes it clear that the task of strengthening state government is one without end.

Last year, some members of Congress moved against our coal severance tax. They suggested that Montana and other western states were like OPEC—exactng exorbitant tribute at the expense of energy consumers. A number of bills were drafted, introduced and considered. The measures proposed a federal cap that would have slashed our coal tax and ruined our balanced budget.

In a hail storm of bad numbers and faulty arguments, the advocates of this serious federal intrusion forced the pace—slowed only by the well-made arguments of Montanans at the end of the legislative session.



They were not pleased to learn that Montana's severance tax generates a scant one-twentieth of the revenue produced by a Texas severance tax; that Montana's tax adds on the average only about one percent to the utility bill of a typical Midwest consumer; and that the oil severance taxes in Louisiana, Oklahoma, and New Mexico are much higher per unit of heat than Montana's coal tax. They were not pleased to hear; but we made our point. And, for the time, we have prevailed.

A second major challenge to Montana's future was the proposal to create the Energy Mobilization Board. The idea seemed straight-forward enough.

The EMB, we were told, would cut red tape, sweep away the bureaucratic cobwebs, and expedite agency decisions on energy projects. Why? Because the United States must end its dependence on foreign sources of oil.

Unfortunately, it was all too easy to believe and all too good to be true.

The EMB *as proposed would accomplish* its worthy objective in a *wholly unacceptable fashion*. It would *not* foster federal/state cooperation, because it would treat the State of Montana as if we were merely a nuisance or an obstacle. This new super bureaucracy would have the power to ignore and override state laws and local ordinances.

In short, the states would be the victims, not the partners of American energy policy. State and local authorities would be swept from the path as the federal juggernaut rushed to its belated rendezvous with the nation's energy crisis.

Our response to these federal intrusions must be measured, direct, and innovative. We must build on our past, and not weaken our resolve to exercise those powers reserved to our state by the U.S. Constitution.

If we are successful, Montana can lead the way to a new, progressive states' rights. Montanans—along with our friends from other western states—can help chart a new partnership with the federal government—one that respects our state's constitutional rights and allows us to determine our destiny.

But we will not be successful if we get swept up in posturing and rhetoric. We must not appear parochial, narrow and selfish. We must act responsibly and with good sense, or risk losing the hard-fought victories of the past. Permit me to give an example.

The Legislature soon will face the Sagebrush Rebellion. This protest, fed by the frustrations many of us feel because of federal interference in state affairs, makes a legitimate point.

If by the Sagebrush Rebellion, we mean making federal agencies responsive to state concerns, then I endorse it. Heartily!

But, if the Sagebrush Rebellion means transferring millions of acres of land from federal to state ownership, then I question it.

Such land transfers are probably unrealistic and unworkable.

However, even if they were attainable, they pose a severe threat to our state's financial future. And they will ultimately result not in individual ownership, but in large corporate and out of state ownership of our land.

As I attended the confirmation hearing of Interior Secretary nominee James Watt earlier this month, I was impressed by his measured restraint on this issue. A staunch advocate of an increased state role in resource



decisions, he made it clear that he would not favor a massive transfer of federal land at this time.

Instead, he advocated a "good neighbor" policy—characterized by much closer cooperation and consultation with the people most directly affected by public land management decisions.

We should welcome this approach.

We should focus on the *real* points of federal attack on states' rights and mount a forceful, effective defense. What we started in the 1970s, we must continue throughout the 1980s.

We in Congress will work closely and in a bipartisan fashion with you in state government as we continue to protect our state's destiny. It is impossible for those of us in Congress to stop the EMB and save the coal tax and reform on our own.

We need your help.

If we wish to improve our chances of stopping the EMB, we should ensure that our review of proposed energy facilities is conducted in a timely, consistent manner. We may be able to streamline our review procedures so that they operate on a one-stop basis—with joint hearings, joint studies, and a unified decision timetable agreed upon and binding upon all state and federal agencies involved.

If we want to improve our chances of defeating coal tax cap proposals, we must show that the tax is carefully structured so as to cover the legitimate costs of coal development. We will need to expand our attempt to educate federal officials in this regard.

In short, if it becomes clear to the rest of the country that we Montanans are interested in doing our share to increase our nation's energy production, then it is less likely that our right to make those decisions will be challenged.

These are tough challenges. They will test our abilities and our fortitude.

Montana's Congressional delegation will do its best to fend off such challenges. But, we cannot do the job alone. We need your help and assistance.

Working together, we will hasten the day when states can once again serve, in the role Jefferson foresaw, as the true barriers protecting our liberties.

I want to sincerely thank you for inviting me—it feels good to be here, back home in these chambers where I once served. May we all be guided in the days and years ahead to continue to serve, with our utmost, this land we cherish and love—Montana—this "House of Sky."

Thank you.

## REPORTS OF STANDING COMMITTEES

### BILLS (Spilker, Chairman):

Correctly printed - HB 13, HB 17, HB 34, HB 122, HB 139.  
Considered correctly engrossed - HB 72.

1/16/81

### JUDICIARY (Keyser, Chairman):

HB 6, introduced bill, be amended as follows:

1/16/81

1. Page 1, line 16.

Following: "sentenced"

Insert: "or is subject to being sentenced"

2. Page 1, line 18.

Following: "imposition"

Insert: "of sentence, whether or not executed,"

3. Page 1, line 19.

Following: "state, the"

Insert: "county attorney or"

4. Page 4, line 3.

Following: "disposition"

Strike: "reviewed"

5. Page 4, line 4.

Following: "defendant,"

Strike: "the prosecuting attorney, and"

6. Page 4, line 5.

Following: "confined"

Insert: ", and the prosecuting attorney"

And, as amended, do pass. Report adopted.

HB 8, introduced bill, be amended as follows:

1. Page 2, lines 1 through 3.

Following: "53-30-15." on line 1

Strike: balance of lines 1 through 3

And, as amended, do pass. Reported adopted.

Committee adopted the following Statement of Intent:

STATEMENT OF INTENT  
HOUSE BILL 8

It is the intent of the Legislature in enacting this legislation that the time actually served in prison by an individual not be increased as a result of this change in parole eligibility but that the sentence that is imposed coincide more closely with the term of imprisonment. The law should be construed by the District Courts and the Sentence Review Board to effectuate having a sentence imposed which would result in a term of imprisonment comparable to the median prison term served for the same crime in the preceding ten years.

HB 9, introduced bill, be amended as follows:

1. Page 1, lines 21 and 22.

Following: "assigned" on line 21

Strike: remainder of line 21 through "prison" on line 22

Insert: "to maximum, close, and medium I security classifications"

2. Page 1, lines 23 and 24.

Following: "those" on line 23

Strike: remainder of line 23 through "prison" on line 24

Insert: "classified as medium II and minimum security classifications"

3. Page 1, line 25 through line 2 on page 2.

Following: "for" on line 25, page 1

Strike: remainder of line 25 on page 1 through "status" on line 2 of page 2

Insert: "inmates after having been assigned as medium II or minimum security for an uninterrupted period of 1 year"

4. Page 2, line 4.

Following: "school"

Strike: "inside the walls"

And, as amended, do pass. Report adopted.

HB 93, introduced bill, be amended as follows:

1/15/81

1. Title, line 7.

Following: "SECTION"

Insert: "25-9-204 AND"

2. Page 1.

Following: line 24

Insert: "Section 2. Section 25-9-204, MCA, is amended to read:

"25-9-204. Clerk to include interest in judgment. The clerk must include in the judgment entered up by him any interest on the verdict or decision of the court, from the time it was rendered or made or, when applicable, from the time specified in 27-1-211(2)."

Renumber: all subsequent sections

And, as amended, do pass. Report adopted.

HB 110, introduced bill, be amended as follows:

1/16/81

1. Page 1, lines 12 and 13.

Following: "of" on line 12

Strike: remainder of line 12 through "or" on line 13

2. Page 1, line 17.

Following: "in"

Insert: "Schedule I,"

3. Page 1, line 18.

Following: "in"

Insert: "50-32-222,"

And, as amended, do pass. Report adopted.

HB 153, do pass. Report adopted.

1/15/81

LABOR AND EMPLOYMENT RELATIONS (Underdal, Vice-Chairman):

1/15/81

HB 11, introduced bill, be amended as follows:

1. Page 1, line 18.

Following: "employee"

Strike: "workweek"

Insert: "workperiod"

2. Page 1, line 19.

Following: "and"

Strike: "the"

Insert: "a"

3. Page 2, lines 2 through 4.

Following: "must be"

Strike: "paid overtime at a rate of not less than 1 ½ times the hourly rate at which he is employed"

Insert: "compensated for those hours at a rate of not less than 1 ½ times the hourly rate at which he is employed, or in accordance with any compensating time-off provisions of the agreement"

4. Page 2, line 8.  
Following: "provided for"  
Strike: "working"  
Insert: "hours worked"

5. Page 2, line 9.  
Following: "hours"  
Strike: "worked"

6. Page 2, line 14.  
Following: "employees"  
Insert: "who are non-bargaining"

7. Page 2, line 18.  
Following: "compensation."  
Insert: "Compensatory time off may be accumulated and expended beyond the workweek."

8. Page 3, line 1.  
Following: "off"  
Strike: "is"  
Insert: "are"

9. Page 3, line 2.  
Following: line 1  
Strike: "(3) Compensatory time off may be accumulated and expended beyond the workweek. The"  
Insert: "NEW SECTION. Section 3. Compensatory time not to exceed eighty hours — compensation upon termination. (1) An"

10. Page 3, line 3.  
Following: "employee"  
Insert: ", whether a member of a collective bargaining unit or not,"

11. Page 3, line 8.  
Following: line 7  
Strike: "(4)"  
Insert: "(2)"

12. Page 3, line 9.  
Following: "cause,"  
Strike: "the employee"  
Insert: "an employee, whether a member of a collective bargaining unit or not,"  
Renumber: following section

And, as amended, do pass. Report adopted.

HB 124, introduced bill, be amended as follows:

1. Page 4, line 10.  
Following: "file"  
Strike: "monthly"

And, as amended, do pass. Report adopted.

LOCAL GOVERNMENT (Bertelsen, Chairman):

HB 55, do pass. Report adopted.

HB 58, introduced bill, be amended as follows:

1/15/81



1. Page 1, line 16.  
 Following: "7-2-4736,"  
 Strike: "or"  
 Insert: "and"

2. Page 1, line 24.  
 Following: "7-2-4736,"  
 Strike: "or"  
 Insert: "and"

3. Page 2, line 7.  
 Following: "7-2-4736,"  
 Strike: "or"  
 Insert: "and"

4. Page 2, line 15.  
 Following: "7-2-4736,"  
 Strike: "or"  
 Insert: "and"

And, as amended, do pass. Report adopted.

HB 111, do pass. Report adopted.

TAXATION (Nordtvedt, Chairman):

1/16/81

HB 219, introduced bill, be amended as follows:

1. Page 4, lines 2 and 3.  
 Following: "approval" on line 2  
 Strike: line 2 through "1980" on line 3

And, as amended, do pass. Report adopted.

HJR 5, do pass. Report adopted.

### MESSAGES FROM THE OTHER HOUSE

Senate Bill passed on Third Reading Consent Calendar and transmitted to the House for concurrence:

1/14/81

Senate Bill No. 39, introduced by Goodover

Senate Bills passed and transmitted to the House for concurrence: 1/14/81

Senate Bill No. 19, introduced by B. Brown

Senate Bill No. 46, introduced by B. Brown

Senate Bill passed and transmitted to the House for concurrence: 1/15/81

Senate Bill No. 35, introduced by S. Brown

House Joint Resolution concurred in and returned to the House: 1/15/81

House Joint Resolution No. 3, introduced by Spilker, Kolstad

The Senate, on 1/16/81, failed to concur in House Amendments to Senate Joint Resolution No. 1 and appointed a Conference Committee and requested that the House appoint a like committee to meet with the Senate to confer on House Amendments to Senate Joint Resolution No. 1.

The President appointed the following members:

Senator Stephens, Chairman  
 Senator Blaylock  
 Senator Turnage

## MOTIONS

Representative Lund moved that HB 149 be placed at the top of the board for Second Reading. Motion carried.

Representative Jacobsen moved that the House reconsider its action taken on the adoption of the Adverse Committee Report on HB 130 and that the bill be referred to the Committee on Judiciary. Representative Keyser made a substitute motion that HB 130 be taken to the floor rather than back to the Committee on Judiciary. Motion failed. (44-51) Representative Gould moved the previous question. Motion carried. (61-34)

Representative Jacobsen moved that HB 130 be taken from the Committee on Judiciary and rereferred to the Committee on Business and Industry. Motion carried.

Representative Ellison moved that HB 200 be taken from the Committee on Taxation and rereferred to the Committee on Fish and Game. Motion carried.

Representative Brown moved that Roth, Eudaily, Donaldson, Ernst, and Mueller be added as sponsors to HB 184. Motion carried.

Representative Fagg moved that the Speaker be authorized to appoint a Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Joint Resolution No. 1. Motion carried. The Speaker appointed the following representatives:

Marks  
Spilker  
Kemmis

## FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 265, introduced by Ellison, Ryan. Referred to Committee on Agriculture, Livestock and Irrigation.

HB 266, introduced by Gould, Pistoria, Conroy, Dussault, Manuel, Nordtvedt, Quilici, Stobie. Referred to Committee on Business and Industry.

HB 267, introduced by Gould, Pistoria, Dussault, Nordtvedt, Quilici, Stobie. Referred to Committee on Business and Industry.

HB 268, introduced by Nordtvedt, Hammond, Sivertsen, Dover. Referred to Committee on Human Services.

HB 269, introduced by McLane, Asay, Feda, Vinger, Conroy, Briggs, Devlin, Donaldson, Metcalf, Sivertsen, Roth, Burnett, Curtiss, Keyser, Thoft. Referred to Select Committee on Water.

HB 270, introduced by Sales. Referred to Committee on State Administration.

HB 271, introduced by Thoft, Quilici, Harrington. Referred to Committee on State Administration.

HB 272, introduced by Anderson, Hanson, B. Brown, Hemstad. Referred to Committee on Education and Cultural Resources.

HB 273, introduced by Metcalf, Pistoria, R. Manning, Donaldson, Harper, Roush, Spilker, Marks. Referred to Committee on Judiciary.

HB 274, introduced by Brand, R. Manning. Referred to Committee on State Administration.

HB 275, introduced by Hemstad, C. Smith, Brand, (By Request of the State Auditor). Referred to Committee on State Administration.

- HB 276, introduced by Seifert, Iverson, Keyser, Severson, Moore, Kolstad, C. Smith, Burnett, Switzer, Feda, Devlin, Tveit, Kropp. Referred to Committee on Education and Cultural Resources.
- HB 277, introduced by Seifert, Mueller, Kanduch, Daily, Quilici, Pavlovich, (By Request of the Department of State Lands). Referred to Committee on Natural Resources.
- HB 278, introduced by Azzara, Towe, Kessler, Halligan, Menahan, Kemmis, McCallum. Referred to Committee on Local Government.
- HB 279, introduced by Azzara, Menahan. Referred to Committee on Taxation.
- HB 280, introduced by Azzara. Referred to Committee on Local Government.
- HB 281, introduced by Burnett, Curtiss, McLane. Referred to Committee on Business and Industry.
- HB 282, introduced by Fabrega, Hager. Referred to Committee on Business and Industry.
- HB 283, introduced by Fabrega, Hager. Referred to Committee on Business and Industry.
- HB 284, introduced by Fabrega, Hager. Referred to Committee on Judiciary.
- HB 285, introduced by Fabrega, Goodover, Lee, J. O'Hara. Referred to Committee on Business and Industry.
- HB 286, introduced by Fabrega. Referred to Committee on Business and Industry.
- HB 287, introduced by Fabrega. Referred to Committee on State Administration.
- HB 288, introduced by Fabrega. Referred to Committee on Taxation.
- HB 289, introduced by Keedy. Referred to Committee on Judiciary.
- HB 290, introduced by Keedy, Donaldson. Referred to Committee on State Administration.
- HB 291, introduced by Huennekens, (By Request of the Department of Social and Rehabilitation Services). Referred to Committee on State Administration.
- HB 292, introduced by Wallin, Bertelsen, Schultz, Harp, Meyer, Fabrega, Ernst, Kropp, Nordtvedt, Hannah, Winslow, Burnett. Referred to Committee on Taxation.
- HB 293, introduced by Holliday. Referred to Committee on Taxation.
- HB 294, introduced by Pistoria, Conroy, Feda. Referred to Committee on Judiciary.
- HB 295, introduced by Pistoria, Hemstad, Meyer, O'Connell. Referred to Committee on Local Government.
- HB 296, introduced by Nordtvedt. Referred to Committee on State Administration.
- HB 297, introduced by Underdal, Sivertsen, Schultz. Referred to Committee on Local Government.
- HB 298, introduced by Underdal, Bertelsen, Harrington. Referred to Committee on Education and Cultural Resources.
- HB 299, introduced by Shontz. Referred to Committee on Highways and Transportation.
- HB 300, introduced by Matsko, Keedy, Moore, Phillips, Keyser, Yardley, J. O'Hara, Turnage. Referred to Committee on Judiciary.
- HB 301, introduced by Matsko, Turnage, Moore, Phillips, Lee, J. O'Hara, Iverson, Van Valkenburg, Keedy. Referred to Committee on Judiciary.
- HJR 11, introduced by Harp, Wallin, Hafferman, Curtiss, Manuel, Williams, Kanduch. Referred to Committee on Rules.
- HJR 12, introduced by Sales, C. Smith. Referred to Committee on State Administration.



The following Senate bill was introduced, read first time and referred to committee:

SB 35, introduced by S. Brown, (By Request of the Study Committee on Annexation Laws). Referred to Committee on Local Government.

**SECOND READING OF BILLS  
(COMMITTEE OF THE WHOLE)**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Keyser in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

That HB 149 do pass. (51-45)

That HB 14 do pass. (62-31)

That HB 22 do pass. (64-31)

Representative Fabrega moved that HB 30, second reading copy, be amended as follows: (90-3)

1. Page 1, line 21.

Following: "union,"

Insert: "savings and loan association"

And, as amended, do pass. (82-12)

That HB 38 do pass. (88-4)

That HB 49 do pass. (95-0)

That HB 50 do pass. (92-1)

That HB 52 do pass. (93-0)

That HB 66 do pass. (93-2)

That HB 70 do pass. (89-6)

Representative Bardanoue moved that consideration on HB 74 be passed for the day. Motion carried.

Representative Harper moved that HB 75, second reading copy, be amended as follows: (87-4)

1. Page 1, line 19.

Following: "self-employed"

Insert: "for the purpose of this section"

2. Page 1, line 25.

Strike: "SELF-EMPLOYMENT"

And, as amended, do pass. (89-6)

Representative Moore moved that consideration on HB 79 be passed for the day. Motion carried. (48-41)

That HB 87 do pass. Motion failed. (13-80)

That HB 87 do not pass. (79-13)



That HB 97 do pass. (89-1)

That HB 98 do pass. (88-0)

Representative Switzer moved that HB 104, second reading copy, be amended as follows: (68-23)

1. Page 1, line 24.

Strike: "of the cooperative"

Insert: "and confirmed by the membership"

And, as amended, do pass. (91-1)

That the Committee rise and report. (Keyser, Chairman). Report adopted.

### MOTIONS

Representative Moore moved that HB 79 be taken from Second Reading and rereferred to the Committee on Labor and Employment Relations. Motion failed. (39-55)

Representative Sales moved that HB 230 be taken from the Committee on Education and Cultural Resources and rereferred to the Committee on Taxation. Motion carried.

### THIRD READING OF BILLS

The following bill having been read three several times, title and history agreed to, was disposed of in the following manner:

House Bill No. 72 failed to pass by the following vote:

Ayes: Abrams, Bardanouve, Brand, Dozier, Dussault, Eudaily, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Keedy, Kemmis, Kennerly, Keyser, Lory, Manning, Manuel, McBride, Metcalf, Nilson, Nordtvedt, Oberg, O'Connell, Robbins, Roush, Shelden, Shontz, Spilker, Teague, Vincent, Waldron, Yardley, Zabrocki, Mr. Speaker.

Total 39

Noes: Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellison, Ernst, Fabrega, Fagg, Feda, Gould, Hannah, Iverson, Jensen, Kanduch, Kessler, Kitselman, Kropp, Lund, Matsko, McLane, Menahan, Meyer, Moore, Mueller, Neuman, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow.

Total 58

Paired: O'Connell, Shelden, Spilker, Ayes; Curtiss, Fabrega, Meyer, Noes.

Excused: Ellerd.

Total 1

Absent or not voting: Hurwitz, Roth.

Total 2

Representative Fagg moved that the House adjourn until 10:00 a.m., January 17, 1981.

Motion carried.

House adjourned at 7:20 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## TWELFTH LEGISLATIVE DAY

Helena, Montana  
January 17, 1981

House Chambers  
Capitol Building

House convened at 10:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Bertelsen, Curtiss, Ellerd, Hannah, Quilici, Shelden, Teague, Winslow, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Eleventh Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 1/16/81  
Correctly printed - HB 55, HB 111, HB 153, HB 219, HJR 5.  
Correctly engrossed - HB 38, HB 49, HB 50, HB 52, HB 66, HB 70, HB 97. 1/17/81  
Considered correctly engrossed - HB 14, HB 22, HB 98, HB 149.

LABOR AND EMPLOYMENT RELATIONS (Underdal, Vice-Chairman): 1/15/81

HB 89, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Williams, Yardley, Zabrocki, Mr. Speaker.  
Total 82

Noes: Andreason, Burnett, Conroy, Ernst, McLane, Moore, Sales, Wallin.  
Total 8

Excused: Bertelsen, Curtiss, Ellerd, Hannah, Quilici, Shelden, Teague, Winslow.  
Total 8

Absent or not voting: Asay, Waldron.  
Total 2

STATE ADMINISTRATION (Feda, Chairman): 1/15/81  
HB 81, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Briggs, Burnett, Conn, Conroy, Cozzens,

Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Brand, Brown, Daily, Harper, Manning, McBride, Menahan, Nilson, Pavlovich.

Total 9

Excused: Bertelsen, Curtiss, Ellerd, Hannah, Quilici, Sheldon, Teague, Winslow.

Total 8

Absent or not voting: None.

Total 0

HB 115, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Sivertsen, Smith, Stobie, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 78

Noes: Bengtson, Brand, Keedy, Kemmis, Menahan, Nilson, Nordtvedt, Oberg, Sales, Seifert, Shontz, Spilker, Vincent.

Total 13

Excused: Bertelsen, Curtiss, Ellerd, Hannah, Quilici, Sheldon, Teague, Winslow.

Total 8

Absent or not voting: Azzara.

Total 1

FISH AND GAME (Ellison, Chairman):

1/15/81

HB 103, do pass. Report adopted.

HB 123, introduced bill, be amended as follows:

1. Title, line 9.

Following: "MCA"

Insert: "; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE"

2. Page 1, line 21.

Strike: ".,"

3. Page 1, line 22.



Following: line 21

Strike: "(a)"

Following: "by the"

Strike: the remainder of lines 22 and 23 through line 2 on page 2 in their entirety

Insert: "town or city."

And, as amended, do pass. Report adopted.

NATURAL RESOURCES (Iverson, Chairman):

1/16/81

HB 100, do pass. Report adopted.

### MESSAGES FROM THE OTHER HOUSE

Senate Bill passed on Third Reading Consent Calendar and transmitted to the House for concurrence:

1/16/81

Senate Bill No. 75, introduced by S. Brown

Senate Bill passed as amended and transmitted to the House for concurrence:

1/16/81

Senate Bill No. 26, introduced by Norman

### MOTIONS

Representative Nordtvedt moved that HB 219 and HJR 5 be placed above HB 79 on the Second Reading board. Motion carried.

Representative Pavlovich moved that HB 70 be taken from Third Reading and placed on Second Reading for the purpose of amendment. Motion carried.

Representative Teague present at this time.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 302, introduced by Bardanouve, (By Request of the Department of Administration). Referred to Committee on State Administration.

HB 303, introduced by D. Brown, Eudaily, Menahan, Anderson, Yardley, Vincent, Hafferman, Hager, Stimatz. Referred to Committee on State Administration.

HB 304, introduced by Moore. Referred to Committee on Local Government.

HB 305, introduced by Dozier, (By Request of the Department of Revenue). Referred to Committee on Taxation.

HB 306, introduced by Bertelsen, (By Request of the Department of Natural Resources and Conservation). Referred to Committee on Natural Resources.

HB 307, introduced by Yardley, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Local Government.

HB 308, introduced by Yardley, Bengtson. Referred to Committee on Taxation.

HB 309, introduced by Hurwitz, Roth, (By Request of the Department of Livestock). Referred to Committee on Agriculture, Livestock and Irrigation.

HB 310, introduced by Menahan, S. Brown, Daily, Roush, Harper, Pavlovich. Referred to Committee on Business and Industry.



HB 311, introduced by Brand, Menahan. Referred to Committee on State Administration.

The following Senate bills were introduced, read first time and referred to committees:

SB 26, introduced by Norman. Referred to Committee on State Administration.

SB 75, introduced by S. Brown, (By Request of the Department of Administration). Referred to Committee on Judiciary.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Vinger in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Stobie moved that consideration on HB 74 be passed for the day. Motion carried. (56-32)

Representative Harper moved that HB 79, second reading copy, be amended as follows: (86-3)

1. Page 4, line 22.

Following: "Section 4."

Insert: "Bid documents and"

2. Page 4, line 23.

Following: "All"

Insert: "bid documents and"

Representative Anderson moved that HB 79, second reading copy, be further amended. Amendment failed. (5-86)

Representative Anderson moved that consideration on HB 79 be passed for the day. Motion failed. (23-65)

Representative Anderson moved that HB 79, second reading copy, be further amended as follows: (49-48)

1. Page 4, lines 1 through 4.

Strike: lines 1 through 4 in their entirety

Representative Conroy made a substitute motion that HB 79 do not pass. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Bergene, Briggs, Burnett, Conn, Conroy, Cozzens, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Harp, Hemstad, Hurwitz, Iverson, Jacobsen, Jensen, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, \*Vinger, Wallin, Winslow.

Total 53

Noes: Abrams, Azzara, Bardanouve, Bengtson, Bennett, Brand, Brown, Daily, Dozier, Dussault, Gould, Hanson, Harper, Harrington, Hart,

Holliday, Huennekens, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 44

Paired: Burnett, Hannah, Hurwitz, Seifert, Winslow, Ayes; Brand, Kemmis, Menahan, Quilici, Shelden, Noes.

Excused: Bertelsen, Curtiss, Ellerd.

Total 3

Absent or not voting: None.

Total 0

\*Representative Vinger moved to correct a clerical error on his vote. Motion carried unanimously. See Motions.

Representatives Bardanouve, Hurwitz, Lund, Waldron, and Williams excused at this time.

That HJR 5 do pass. (87-0)

That HB 13 do pass. (87-0)

Representative Nordtvedt moved that HB 219, second reading copy, be amended as follows: (85-0)

1. Title, lines 9 and 10.

Following: "DATE"

Strike: remainder of line 9 through "DATE" on line 10

And, as amended, do pass. (84-0)

That HB 17 do pass. (87-0)

That HB 34 do pass. (88-0)

That HB 122 do pass. (88-0)

That HB 139 do pass. (88-1)

Representative Pavlovich moved that HB 70, second reading copy, be amended as follows: (83-0)

1. Title, line 6.

Strike: "PRIVATE"

2. Page 1, line 24.

Following: "the"

Strike: "private"

And, as amended, do pass. (82-2)

That the Committee rise and report. (Vinger, Chairman). Report adopted. (74-13)

## MOTIONS

Representative Fagg moved that the rules be temporarily suspended to allow HJR 5 and HB 219 to be placed on Third Reading this day. Motion carried.

Representative Lund present at this time.

## THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 14 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Conn, Conroy, Daily, Donaldson, Dozier, Dussault, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Robbins, Roush, Shontz, Spilker, Teague, Underdal, Vincent, Vinger, Yardley, Zabrocki, Mr. Speaker.

Total 68

Noes: Asay, Burnett, Cozzens, Devlin, Ernst, Kropp, Matsko, Moore, Mueller, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Stobie, Switzer, Thoft, Wallin.

Total 21

Excused: Bardanouve, Bertelsen, Curtiss, Ellerd, Hannah, Hurwitz, Quilici, Shelden, Waldron, Williams, Winslow.

Total 11

Absent or not voting: None.

Total 0

House Bill No. 22 was passed by the following vote:

Ayes: Anderson, Asay, Bennett, Bergene, Briggs, Burnett, Conn, Conroy, Cozzens, Devlin, Donaldson, Dussault, Ellison, Ernst, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kitselman, Kropp, Lund, Manuel, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Vincent, Vinger, Wallin, Yardley, Zabrocki, Mr. Speaker.

Total 67

Noes: Abrams, Andreason, Azzara, Bengtson, Brand, Brown, Daily, Dozier, Eudaily, Harper, Harrington, Kemmis, Kessler, Keyser, Lory, Manning, McBride, Menahan, Oberg, Roth, Teague, Underdal, Waldron.

Total 23

Paired: Fabrega, Aye; Waldron, No.

Excused: Bardanouve, Bertelsen, Curtiss, Ellerd, Hannah, Hurwitz, Quilici, Shelden, Williams, Winslow.

Total 10

Absent or not voting: None.

Total 0

House Bill No. 38 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, \*Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shontz,



Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Wallin, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Burnett, Seifert, Vinger.

Total 3

Excused: Bardanouve, Bertelsen, Curtiss, Ellerd, Hannah, Hurwitz, Quilici, Shelden, Waldron, Williams, Winslow.

Total 11

Absent or not voting: None.

Total 0

\*Representative Moore moved to change his vote from no to yes. Motion carried unanimously. See Motions.

House Bill No. 49 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: None.

Total 0

Excused: Bardanouve, Bertelsen, Curtiss, Ellerd, Hannah, Hurwitz, Quilici, Shelden, Waldron, Williams, Winslow.

Total 11

Absent or not voting: None.

Total 0

House Bill No. 50 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: None.

Total 0

Excused: Bardanouve, Bertelsen, Curtiss, Ellerd, Hannah, Hurwitz, Quilici, Shelden, Waldron, Williams, Winslow.

Total 11



Absent or not voting: None.

Total 0

House Bill No. 52 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: None.

Total 0

Excused: Bardanouve, Bertelsen, Curtiss, Ellerd, Hannah, Hurwitz, Quilici, Shelden, Waldron, Williams, Winslow.

Total 11

Absent or not voting: Bergene.

Total 1

House Bill No. 66 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Zabrocki, Mr. Speaker.

Total 85

Noes: Hart, Mueller, Yardley.

Total 3

Excused: Bardanouve, Bertelsen, Curtiss, Ellerd, Hannah, Hurwitz, Quilici, Shelden, Waldron, Williams, Winslow.

Total 11

Absent or not voting: Asay.

Total 1

House Bill No. 97 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara,

Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: None.

Total 0

Excused: Bardanouve, Bertelsen, Curtiss, Ellerd, Hannah, Hurwitz, Quilici, Shelden, Waldron, Williams, Winslow.

Total 11

Absent or not voting: None.

Total 0

House Bill No. 98 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: None.

Total 0

Excused: Bardanouve, Bertelsen, Curtiss, Ellerd, Hannah, Hurwitz, Quilici, Shelden, Waldron, Williams, Winslow.

Total 11

Absent or not voting: Fagg, Hanson.

Total 2

House Joint Resolution No. 5 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Asay.

Total 1

Excused: Bardanouve, Bertelsen, Curtiss, Ellerd, Hannah, Hurwitz, Quilici, Shelden, Waldron, Williams, Winslow.

Total 11

Absent or not voting: Eudaily.

Total 1

House Bill No. 219 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: None.

Total 0

Excused: Bardanouve, Bertelsen, Curtiss, Ellerd, Hannah, Hurwitz, Quilici, Shelden, Waldron, Williams, Winslow.

Total 11

Absent or not voting: Asay.

Total 1

### MOTIONS

Representative Moore moved that his vote on HB 38, Third Reading, read aye instead of nay because he inadvertently pushed the wrong button. Motion carried unanimously.

Representative Stobie moved that HB 74 be taken from Second Reading and referred back to the Committee on State Administration. Motion carried.

Representative Vinger moved to correct the clerical error on his vote on HB 79. He voted aye. Motion carried unanimously.

### SPECIAL ORDERS OF THE DAY

The Speaker introduced Marcia Thompson, Lori Thibodeau, Brooke Remington, Carmel Egan, Scott Van Gerpen, Eric Best, and Reb Benson, this week's pages, and thanked them for their services.

Representative Fagg moved that the House adjourn until 4:00 p.m., January 19, 1981.

Motion carried.

House adjourned at 12:50 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk



## THIRTEENTH LEGISLATIVE DAY

Helena, Montana  
January 19, 1981

House Chambers  
Capitol Building

House convened at 4:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Curtiss, Hurwitz, Sales, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Twelfth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 1/19/81  
Correctly printed - HB 6, HB 8, HB 9, HB 11, HB 58, HB 93,  
HB 100, HB 103, HB 110, HB 123, HB 124.  
Correctly engrossed - HB 17, HB 30, HB 34, HB 70, HB 104.  
Considered correctly engrossed - HB 13, HB 122, HB 139, HB 149.  
Correctly enrolled - HJR 3.

AGRICULTURE, LIVESTOCK AND IRRIGATION (Smith, Chairman): 1/14/81  
HB 107, do pass. Report adopted.  
HB 182, do pass. Report adopted. 1/16/81  
HB 232, do pass. Report adopted. 1/19/81

HUMAN SERVICES (Gould, Chairman): 1/13/81  
HB 7, introduced bill, be amended as follows:

1. Page 4, lines 4 and 5.  
Strike: "or be eligible to take the examination"

2. Page 4, lines 7 and 8.  
Strike: "or be eligible for certification"

3. Page 8.  
Following: line 7  
Insert: ", technicians, or other paramedical specialist under the appropriate amount and type of supervision of a person licensed under the laws of this state to practice medicine, but this exemption does not extend the scope of a paramedical specialist"

4. Page 9.  
Following: line 3  
Insert: "NEW SECTION. Section 8. Exemption from liability. No hospital or health care facility shall be liable for the errors, omissions, or actions of a physician's assistant.

NEW SECTION. Section 9. That both a primary and secondary medical doctor be listed with the board of medical examiners to allow for backup supervision, in case of absence of the primary medical doctor."

And, as amended, do pass. Report adopted.

Committee adopted the following Statement of Intent:



### STATEMENT OF INTENT HOUSE BILL 7

A statement of intent is required for this bill because it delegates authority to the board of medical examiners to consider physicians' assistants utilization plans and to promulgate administrative rules in that regard.

HB 7 intends that the board of medical examiners carry out the provisions of this bill and act to provide better health care for the public. In this spirit, the bill intends for the board of medical examiners to adopt rules which will clarify the nature and limitations of the supervision of physicians' assistants by physicians. The rules adopted should address issues of direction and supervision such as proximity of the supervising physician to his assistant; the nature of the communication between the physician and the assistant, whether it must be face-to-face or whether telephone communications suffice, and under what circumstances; the questions of protocols for interaction between different health care actors, including issues of liability and the possible direction of others by physicians' assistants; and the rules adopted should give additional guidance to prospective applicants with respect to the requirements for education and experience required of physicians' assistants, the nature of a training program approved by the American medical association, and general information indicating the scope of utilization plans likely to be approved.

In addition, a rule shall be promulgated to specify that a physician may not utilize more than one (1) physician's assistant unless he can demonstrate to the board the ability to supervise more than one assistant adequately.

HB 80, do pass. Report adopted. 1/19/81  
HB 91, do pass. Report adopted.

STATE ADMINISTRATION (Feda, Chairman): 1/19/81  
HB 144, introduced bill, be amended as follows:

1. Page 2, line 3.  
Following: "Sunday"  
Strike: "or Christmas Eve"

And, as amended, do pass. Report adopted.

HB 147, do pass. Report adopted.

Representative Feda excused at this time.

### MESSAGES FROM THE OTHER HOUSE

Senate Bill passed as amended and transmitted to the House for concurrence: 1/17/81

Senate Bill No. 9, introduced by Norman

Senate Bills passed and transmitted to the House for concurrence: 1/17/81

Senate Bill No. 43, introduced by S. Brown

Senate Bill No. 62, introduced by Mazurek

Senate Bill No. 72, introduced by Galt, Hazelbaker, et al.

Senate Bill No. 78, introduced by Severson

The Senate, on 1/19/81, dissolved the Conference Committee on House Amendments to Senate Joint Resolution No. 1 and appointed a Free Conference Committee to meet with a like committee from the House to confer on House Amendments to Senate Joint Resolution No. 1.

The President appointed the following members:

Senator Stephens, Chairman  
Senator Blaylock  
Senator Turnage

### MOTIONS

Representative Shontz moved that Hart be added as a sponsor to HB 133. Motion carried.

Representative Shontz moved that Roush be added as a sponsor to HB 134. Motion carried.

Representative Shontz moved that Nordtvedt, Switzer, Devlin, and Zabrocki be added as sponsors to HB 142. Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 312, introduced by Bengtson, Williams. Referred to Committee on Taxation.

HB 313, introduced by Jensen. Referred to Committee on State Administration.

HB 315, introduced by Gould, (By Request of the Department of Institutions). Referred to Committee on Judiciary.

HB 316, introduced by Gould, (By Request of the Department of Institutions). Referred to Committee on Judiciary.

HB 317, introduced by Gould, (By Request of the Department of Institutions). Referred to Committee on Judiciary.

HB 318, introduced by Vincent. Referred to Committee on Business and Industry.

HB 319, introduced by Vincent, Gould, Dussault. Referred to Committee on Appropriations.

HB 320, introduced by Kropp, (By Request of the Department of Highways). Referred to Committee on Highways and Transportation.

HB 321, introduced by Fabrega, Goodover, Meyer, Menahan. Referred to Committee on Business and Industry.

HB 322, introduced by Meyer, (By Request of the Department of Highways). Referred to Committee on Highways and Transportation.

HB 323, introduced by Huennekens, Dozier, Harrington, Daily, Pavlovich. Referred to Committee on Fish and Game.

HB 324, introduced by Burnett, McLane, Roth. Referred to Select Committee on Water.

HB 325, introduced by Dozier. Referred to Committee on Taxation.

HB 326, introduced by Dozier. Referred to Committee on Taxation.

HB 327, introduced by Kanduch, Seifert, Kropp. Referred to Committee on State Administration.

HB 328, introduced by Kanduch, Pavlovich, Kropp. Referred to Committee on State Administration.

HB 329, introduced by Kanduch, Pavlovich, Kropp. Referred to Committee on State Administration.

HB 330, introduced by Kanduch, D. Brown, Conroy, Pavlovich, Jacobsen, Daily, Kropp. Referred to Committee on State Administration.

HB 331, introduced by Kanduch, Daily, Seifert, Pavlovich, (By Request of the Department of Highways). Referred to Committee on Highways and Transportation.

- HB 332, introduced by Kanduch, Pavlovich, Daily, Harrington, Menahan, D. Brown. Referred to Committee on Labor and Employment Relations.
- HB 333, introduced by Marks, Donaldson, Eudaily. Referred to Committee on Education and Cultural Resources.
- HB 334, introduced by Kanduch, Conroy, Pavlovich, Daily, Seifert. Referred to Committee on Natural Resources.
- HB 335, introduced by Kanduch, D. Brown, Conroy, Pavlovich, Manuel, Jacobsen, Daily. Referred to Committee on Judiciary.
- HB 336, introduced by Kanduch, D. Brown, Conroy, Pavlovich, Manuel, Daily, Seifert. Referred to Committee on Judiciary.
- HB 337, introduced by Kanduch, Harrington, Daily, Pavlovich, (By Request of the Department of Highways). Referred to Committee on Judiciary.
- HB 338, introduced by Nordtvedt. Referred to Committee on Taxation.
- HB 339, introduced by Daily, Pavlovich, Quilici, Menahan, Azzara, Kanduch, D. Brown. Referred to Committee on Business and Industry.
- HB 340, introduced by Hannah, Vincent, Winslow, Metcalf, McBride, Kessler. Referred to Committee on Business and Industry.
- HB 341, introduced by Bardanoue, (By Request of the Department of Administration). Referred to Committee on State Administration.
- HB 342, introduced by Moore, Stephens. Referred to Committee on Labor and Employment Relations.
- HB 343, introduced by Harp, Dussault, Vinger, B. Brown. Referred to Committee on Taxation.
- HB 344, introduced by Ellerd, (By Request of the Department of Labor and Industry). Referred to Committee on Labor and Employment Relations.
- HB 345, introduced by Ellerd. Referred to Committee on Agriculture, Livestock and Irrigation.
- HB 346, introduced by Jensen, Turnage. Referred to Committee on Business and Industry.
- HB 347, introduced by Jensen, Turnage. Referred to Committee on Education and Cultural Resources.
- HB 348, introduced by Metcalf, Azzara, Lee, Harper, Vincent, Halligan, Bergene. Referred to Committee on Judiciary.
- HB 349, introduced by Underdal, Wallin, Lund, Kolstad, Iverson, Stobie, Jacobsen, Quilici, Conroy. Referred to Committee on Business and Industry.
- HB 350, introduced by Meyer, Goodover, McCallum, Johnson, Waldron, Feda, O'Connell, Pistoria, Vincent, Dussault, Hannah, Ryan, Story. Referred to Committee on Business and Industry.
- HB 351, introduced by Kessler. Referred to Committee on Local Government.
- HB 352, introduced by Kessler. Referred to Committee on Local Government.

The following Senate bills were introduced, read first time and referred to committees:

- SB 9, introduced by Norman, (By Request of the Legislative Improvement Committee). Referred to Committee on Rules.
- SB 43, introduced by S. Brown, (By Request of the Attorney General). Referred to Committee on Judiciary.
- SB 62, introduced by Mazurek, (By Request of the Department of State Lands). Referred to Committee on Natural Resources.
- SB 72, introduced by Galt, Hazelbaker, Hafferman, Tveit, Kolstad, S. Brown, Thomas, Towe. Referred to Committee on State Administration.



SB 78, introduced by Severson. Referred to Committee on Business and Industry.

Representative Neuman excused at this time.

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Dussault in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Keedy moved that HB 6, second reading copy, be amended as follows: (92-0)

1. Page 3, line 22.

Following: "be represented by"

Insert: "the attorney general or"

Representative Neuman present at this time.

And, as amended, do pass. (91-2)

That HB 8 do pass. (83-12)

That HB 9 do pass. (90-2)

That HB 11 do pass. (84-9)

Representative Harrington excused at this time.

That HB 55 do pass. (88-4)

That HB 58 do pass. (74-19)

Representative Bennett moved that HB 93, second reading copy, be amended as follows: (93-0)

1. Page 2, line 6.

Following: "27-1-211"

Strike: "(2)"

And, as amended, do pass. (84-5)

That HB 100 do pass. Representative Ellison made a substitute motion that consideration on HB 100 be passed for the day. Motion carried.

That the Committee rise and report. (Dussault, Chairman). Report adopted. (88-3)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 13 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd,



Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Curtiss, Feda, Harrington, Hurwitz, Sales.

Total 5

Absent or not voting: Pistoria.

Total 1

House Bill No. 17 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Curtiss, Feda, Harrington, Hurwitz, Sales.

Total 5

Absent or not voting: None.

Total 0

House Bill No. 30 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Burnett, Conroy, Kropp, Moore, Roth, Smith, Switzer, Underdal, Vinger.

Total 9

Excused: Curtiss, Feda, Harrington, Hurwitz, Sales.

Total 5

Absent or not voting: Kanduch.

Total 1

House Bill No. 34 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Curtiss, Feda, Harrington, Hurwitz, Sales.

Total 5

Absent or not voting: None.

Total 0

House Bill No. 70 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Andreason, Brand, Keedy, Nordtvedt, Roth.

Total 5

Excused: Curtiss, Feda, Harrington, Hurwitz, Sales.

Total 5

Absent or not voting: None.

Total 0

House Bill No. 104 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd,

Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 94

Noes: Yardley.

Total 1

Excused: Curtiss, Feda, Harrington, Hurwitz, Sales.

Total 5

Absent or not voting: None.

Total 0

House Bill No. 122 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Harp.

Total 1

Excused: Curtiss, Feda, Harrington, Hurwitz, Sales.

Total 5

Absent or not voting: None.

Total 0

House Bill No. 139 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Kemmis.



Total 1

Excused: Curtiss, Feda, Harrington, Hurwitz, Sales.

Total 5

Absent or not voting: Pistoria.

Total 1

House Bill No. 149 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Daily, Dozier, Dussault, Ellison, Fabrega, Fagg, Gould, Harrington, Hart, Holliday, Huennekens, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manning, McBride, Menahan, Metcalf, Meyer, Moore, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Thoft, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 52

Noes: Asay, Bardanouve, Briggs, Burnett, Cozzens, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Feda, Hannah, Hanson, Harp, Harper, Hemstad, Iverson, Jacobsen, Jensen, Keedy, Kropp, Lory, Lund, Manuel, Matsko, McLane, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 45

Paired: Harrington, Kemmis, Ayes; Burnett, Feda, Noes.

Excused: Curtiss, Hurwitz, Sales.

Total 3

Absent or not voting: None.

Total 0

### MOTIONS

Representative Fagg moved that the Conference Committee on House Amendments to Senate Joint Resolution No. 1 be dissolved and that a Free Conference Committee be appointed in its place. Motion carried unanimously. The Speaker appointed the following representatives:

Marks  
Spilker  
Kemmis

Representative Hemstad moved that Cozzens and Meyer be added as sponsors to HB 258. Motion carried.

Representative Fabrega moved that the House reconsider its action in failing to pass HB 79 on Second Reading. Motion carried. (65-28)

Representative Fabrega moved that HB 79 be rereferred to the Committee on Labor and Employment Relations. Motion carried. (84-8)

Representative Fagg moved that the House adjourn until 4:00 p.m., January 20, 1981.

Motion carried.

House adjourned at 6:05 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk





## FOURTEENTH LEGISLATIVE DAY

Helena, Montana  
January 20, 1981

House Chambers  
Capitol Building

House convened at 4:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Feda, Hurwitz, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Thirteenth Legislative Day, find the same to be correct.

SPLKER, Chairman

### COMMUNICATIONS AND PETITIONS

Speaker Marks addressed the House:

Members of the Assembly - I think we should acknowledge and honor the historical occurrences today.

The release of the American hostages from their captivity in Iran needs sincere recognition from the hearts and consciences of the citizens of our country.

We are a grateful nation today - grateful to God for the assistance He gave to our hostages and to their families and loved ones throughout this trying ordeal - grateful to our retiring President Jimmy Carter in his continued dedication and determination to resolve this serious issue in a manner which was tempered with reason and common sense.

Almost to the very hour the torch of presidential authority was being passed from President Carter to now-President Reagan, the news came that our American hostages had been set free.

What a glorious tribute to President Reagan that his inauguration should be crowned with such a joyful event. What a glorious tribute to President Carter that his four years as president should be concluded with such a momentous achievement. What a triumphant day for the world - and particularly for all of us who are privileged and honored to be Americans.

Members of the assembly - with your permission - I respectfully request that this message be recorded in the journal of this day as expressing the sentiments of the Montana House of Representatives.

Majority Floor Leader Fagg moved that the Speaker's remarks be entered in the journal. Motion carried unanimously.

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman):

1/20/81

Correctly printed - HB 7, HB 80, HB 91, HB 107, HB 144, HB 147, HB 182, HB 232.

Correctly engrossed - HB 6, HB 8, HB 9, HB 11, HB 58, HB 93.

Considered correctly engrossed - HB 55.

Examined by the sponsor (Spilker) and found to be correct - HJR 3.

Signed by the Speaker at 4:15 p.m., 1/19/81 - HJR 3.

APPROPRIATIONS (Lund, Chairman):

1/20/81

HB 23, introduced bill, be amended as follows:

1. Title, lines 5 through 7.

Following: "A BILL FOR AN ACT ENTITLED:"

Strike: lines 5 through 7 in their entirety

Insert: "AN ACT TO TERMINATE THE STATE AIRPLANE POOL, TO AUTHORIZE SALE OR TRANSFER OF CERTAIN AIRCRAFT AND HANGARS AND APPROPRIATIONS TO ALLOW TERMINATION; REPEALING SECTIONS 67-2-201 THROUGH 67-2-205, MCA, IN THEIR ENTIRETY; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

2. Page 1, line 10.

Following: "airplanes"

Strike: "and"

Insert: ", "

3. Page 1, line 11.

Following: "hangars"

Insert: ", and cash balances"

4. Page 1, line 22.

Following: "(3)"

Strike: "travel"

Insert: "convey to the office"

5. Page 1, lines 22 and 23.

Following: "governor"

Strike: "and" through "designate" on line 23

6. Page 1, line 24 through page 2, line 2.

Following: "Duke"

Strike: "or" through "basis"

7. Page 2, lines 3 and 4.

Following: "(4)"

Strike: "dispose of, at the best terms available to the state and at not less than their appraised value,"

Insert: "convey to the aeronautics division of the department of community affairs"

8. Page 2, line 5.

Following: "Bonanza"

Strike: "and regular use Cessna 180 airplanes,"

9. Page 2, lines 6 through 8.

Following: "pool,"

Strike: "with the proceeds of the sale to be applied to reduce the balance of the loan from the aviation fuel tax fund to the state airplane pool."

Insert: "and \$38,888 from the airplane capital replacement account;"

10. Page 2.

Following: line 8

Insert: "(5) convey to the department of natural resources the regular Cessna 180, serial number 18052167; and

(6) deposit all remaining cash from operations and capital replacement accounts into the general fund after airpool debts, excluding the loan to the aviation fuel tax earmarked revenue account, are paid."

11. Page 2, line 9 through line 1 on page 3.

Strike: section 2 in its entirety

Insert: "NEW SECTION. Section 2. Appropriating funds to repay the state airplane pool loan. General fund of \$158,039 is appropriated to repay the airpool loan from the aviation fuel tax earmarked revenue account of the aeronautics division within the department of community affairs.

NEW SECTION. Section 3. Appropriating travel money to the governor's office. General fund of \$45,000 is appropriated to the governor's office to pay for maintenance, Duke loan payments, one pilot, and related travel costs of operating the Duke for the remainder of fiscal 1981.

Section 4. Repealer. Sections 67-2-201 through 67-2-205, MCA, are repealed.

Section 5. Effective date. This bill is effective upon passage and approval."

And, as amended, do pass. Report adopted.

HB 94, introduced bill, be amended as follows:

1. Pages 1 through 4.

Strike: all of the bill following the enacting clause

Insert: "Section 1. Time limit. The appropriations contained in this act are intended to provide only necessary and ordinary expenditures for the year for which the appropriations are made. The unspent balance of any appropriation shall revert to the fund from which it was appropriated.

Section 2. Governor's power to reduce appropriations. The governor may reduce any appropriation in this act by not more than 15%.

Section 3. Other appropriated funds. Unless otherwise indicated herein, the appropriations made under the column heading "Other Appropriated Funds" are from funds within the earmarked revenue fund, the federal and private revenue fund, the revolving fund and the current unrestricted subfund that accrue under provisions of law to the spending agency.

Section 4. Totals not appropriations. The totals shown in this act are for informational purposes only and are not appropriations.

Section 5. Appropriations. The following money is appropriated subject to the terms and conditions of this act for the fiscal year ending June 30, 1981:

	Supplementals Fiscal Year 1981	
	General Fund	Other Appropriated Funds
JUDICIARY		
District Court Operation	\$ 27,700	
Supreme Court Operation	40,955	
SECRETARY OF STATE		
Records Management	53,655	
STATE AUDITOR	655	
COMMISSIONER OF CAMPAIGN	8,140	
FINANCES AND PRACTICES		



## DEPARTMENT OF JUSTICE

Antitrust Enforcement	32,833	
Law Enforcement Network System	1,400	
County Attorney Payroll	39,000	
County Prosecutor Services	19,075	
Transportation of Prisoners	19,000	
Criminal Investigation	5,658	
Personal Services Deficit	10,809	70,531
Field Services		231,400

Any collections which occur between January 1, 1981, and June 30, 1981, within the programs of antitrust enforcement and county prosecutor services will be deposited directly to the general fund.

## DEPARTMENT OF HIGHWAYS

Maintenance		\$2,712,849
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## DEPARTMENT OF REVENUE

Property Assessment		
Phase I	\$ 110,000	
Phase II	275,000	

The appropriation for Phase II of the property assessment study may be continued into the 1983 biennium. Should a determination be made not to continue with Phase II, the \$275,000 will revert to the general fund.

## DEPARTMENT OF ADMINISTRATION

State Tax Appeal Board	\$ 52,000	
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## DEPARTMENT OF MILITARY AFFAIRS

Disaster & Emergency	18,770	\$ 6,714
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Should additional federal money become available to disaster and emergency services for the purchase of communication equipment, an equal amount of the general fund appropriation shall be reverted.

## SUPERINTENDENT OF PUBLIC INSTRUCTION

School Transportation	\$ 505,000	
Vocational Technical Centers	235,645	

Millage received by the centers from the 1 ½ mill levy over \$703,274 will revert a like amount of general fund.

## HISTORICAL SOCIETY

Publications Program	\$ 11,320	
Administration Program	26,168	

## SCHOOL FOR THE DEAF AND BLIND

Education Program	42,133	
Payroll Accrual	100,000	

## COMMISSIONER OF HIGHER EDUCATION

The commissioner of higher education is authorized to use \$3,510 appropriated in HB 483 for University of Minnesota rural dentistry for payment of WICHE dues in fiscal 1981.

MONTANA STATE UNIVERSITY	\$1,190,749	\$1,090,690
UNIVERSITY OF MONTANA	1,318,560	94,616
EASTERN MONTANA COLLEGE	478,928	145

NORTHERN MONTANA COLLEGE	355,763	48,460
WESTERN MONTANA COLLEGE	220,746	95,588
MONTANA COLLEGE OF MINERAL SCIENCE AND TECHNOLOGY	459,312	221,572

The fiscal 1981 expenditure from current unrestricted subfund at each of the units of the Montana university system shall not exceed:

Montana State University - \$29,095,181  
 University of Montana - 24,478,209  
 Eastern Montana College - 8,845,963  
 Northern Montana College - 4,040,557  
 Western Montana College - 2,440,650  
 Montana College of Mineral  
 Science and Technology - 4,550,434

To the extent revenue and income to the current unrestricted subfund at each unit exceeds the above amounts, those funds shall be deposited in the state general fund. In addition, to the extent fiscal 1981 utility expenditures from current unrestricted funds are less than the amounts listed below for each unit of the university system, funds shall revert to the state general fund.

Montana State University - \$1,503,128  
 University of Montana - 1,111,553  
 Eastern Montana College - 315,083  
 Northern Montana College - 158,821  
 Western Montana College - 161,592  
 Montana College of Mineral  
 Science and Technology - 247,004

The legislative auditor shall audit the units for compliance with these requirements by December 31, 1981.

#### COOPERATIVE EXTENSION SERVICE

\$ 118,708      \$ 47,000

Notwithstanding of similar provisions of HB 483 applicable to fiscal 1981, any Smith-Lever and Title V rural development funds received in excess of \$1,867,389 in fiscal 1981 shall cause a like amount of general fund to revert. All Smith-Lever and Title V rural development funds available to cooperative extension service in fiscal 1981 are to be expended in fiscal 1981.

#### AGRICULTURAL EXPERIMENT STATION

\$ 60,000      \$ 127,633

Notwithstanding of similar provisions in HB 483 applicable to fiscal 1981, any Hatch and regional research funds received that, when added together exceed \$1,381,370 in fiscal 1981 shall cause an equal amount of general fund to revert. All Hatch and regional research funds available to the agricultural experiment station are to be spent in fiscal 1981. All interest earned on earmarked revenue belongs to the state general fund. To the extent funds received in the earmarked account in fiscal 1981 from sources other than interest on investments and transfers from plant funds exceed \$800,000 a like amount of general fund shall revert.

#### DEPARTMENT OF NATURAL RESOURCES

Forest Fire Suppression

\$ 1,117,124

Forestry-Resource 300	577,298
Energy Division	158,892
DEPARTMENT OF AGRICULTURE	
Centralized Services	45,000
Transportation	20,000
DEPARTMENT OF BUSINESS REGU- LATION	
Centralized Services	6,320
Weights and Measures	27,500
DEPARTMENT OF LIVESTOCK	
Milk and Egg Bureau	5,884
DEPARTMENT OF PROFESSIONAL & OCCUPATIONAL LICENSING	
Board of Architects	\$ 4,210
Board of Professional Engineers & Surveyors	6,400
Board of Horseracing	25,079
Board of Nursing	20,945
Board of Psychologists	2,000
DEPARTMENT OF HEALTH AND ENVIRONMENTAL SCIENCES	
Laboratory Division	45,337
Health Care Facilities and Manpower Division	33,000
PCB Expenses	30,000
DEPARTMENT OF LABOR AND INDUSTRY	
Labor Standards Division	6,657
DEPARTMENT OF INSTITUTIONS	
Board of Pardons	19,219
Boulder River School and Hospital	586,256
Central Office	
Corrections Division	220,579
Center for the Aged	18,947
Galen State Hospital	13,350
Montana State Prison	1,277,627
Swan River Youth Forest Camp	48,604
Veterans' Home	366,119
Warm Springs State Hospital	1,492,507

Section 6. Effective date. This act is effective on its passage and approval."

And, as amended, do pass. Report adopted.

EDUCATION AND CULTURAL RESOURCES (Eudaily, Chairman):

1/19/81

HB 137, introduced bill, be amended as follows:

1. Page 1, line 14.  
Following: "include"  
Insert: "but are not limited to"

And, as amended, do pass. Report adopted.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Spilker,  
Chairman):

1/20/81

Respectfully recommend that the attaches approved by the Committee  
on Legislative Administration be approved by this body:

Linda Raunig.....Steno Pool



Rosemary Jacoby .....Committee Secretary  
 Joann T. Cerovski.....Committee Secretary  
 Bette Erickson.....Assistant to Chief Steno (4 days only)  
 Cynthia Andrus.....Permanent Page  
 Joe Floreen.....Security Guard  
 Lee Mason.....Security Guard

Reclassified:

Paul Fossum .....Posting Clerk/Ass't Amend. Coordinator

Position not accepted by applicant:

Denise Morley .....Steno Pool  
 Kenneth McDonald .....Security Guard

Termination due to illness:

Zorka DaSilva.....Committee Secretary

Report adopted.

STATE ADMINISTRATION (Sales, Vice-Chairman):

1/20/81

HB 138, introduced bill, be amended as follows:

1. Title, line 5.

Following: "THE"

Strike: "LICENSING"

Insert: "RELOCATION TO A NONCONTIGUOUS SITE"

2. Title, line 6.

Following: "SCHOOL"

Insert: "AND APPLYING THE 600-FOOT DISTANCE REQUIRE-  
 MENT TO AN EXTENSION OF A LICENSEE'S PREMISES"

3. Page 1, line 11.

Following: "A"

Strike: "No"

Insert: "A"

4. Page 1, lines 12 and 13.

Following: "his"

Strike: remainder of line 12 through "whose" on line 13

Insert: "licensee may not relocate his"

5. Page 1, line 13.

Following: "premises"

Strike: "are"

Insert: "to a noncontiguous site"

6. Page 1.

Following: line 19

Insert: "If a licensee extends the original boundaries of his premises,  
 the 600-foot distance requirement must apply."

And, as amended, do pass. Report adopted.

TAXATION (Nordtvedt, Chairman):

1/20/81

HJR 7, do pass. Report adopted.

## REPORTS OF SELECT COMMITTEES

### FREE CONFERENCE COMMITTEE ON SENATE JOINT RESOLUTION NO. 1

Report No. 1, January 20, 1981

Mr. President and Speaker of the House:



We, your Free Conference Committee on Senate Joint Resolution No. 1, met January 20, 1981.

We recommend that:

The reference copy of Senate Joint Resolution No. 1 read as specified in the clerical instructions.

#### CLERICAL INSTRUCTIONS:

1. Page 19, line 13.

Following: "Council"

Reinsert: all stricken language

2. Page 19, line 24.

Following: "(H)"

Strike: "TAXATION"

Insert: "revenue"

3. Page 19, line 25, and page 20, line 1.

Following: "(2)"

Reinsert: all stricken language

Following: "by"

Strike: "ALL BILLS AND RESOLUTIONS WILL BE SUBMITTED TO"

4. Page 20, lines 3 and 4.

Following: "for"

Strike: "DRAFTING OR FOR COMPLIANCE WITH"

FOR THE HOUSE:

MARKS  
SPILKER  
KEMMIS

FOR THE SENATE:

STEPHENS  
BLAYLOCK  
TURNAGE

#### MESSAGES FROM THE OTHER HOUSE

Senate Bills passed and transmitted to the House for concurrence: 1/19/81

Senate Bill No. 3, introduced by Norman

Senate Bill No. 32, introduced by Norman

Senate Bill No. 55, introduced by B. Brown

#### MOTIONS

Representative Fagg moved that the rules be temporarily suspended to allow SJR 1 to be placed on Second Reading this day. Motion carried unanimously.

#### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 314, introduced by Gould, Underdal, Lund, C. Smith, Conroy, Stobie, Iverson, Keyser, Vinger, Feda, Hanson, Manley, Pistoria. Referred to Committee on State Administration.

HB 353, introduced by Kemmis, Berg. Referred to Committee on Local Government.

HB 354, introduced by Kessler. Referred to Committee on Local Government.

- HB 355, introduced by Sivertsen, Roth, Hurwitz, McLane, Asay, Conroy, Iverson, Keyser, Donaldson, Feda, Sales, Aklestad, Etchart, Kolstad. Referred to Committee on Agriculture, Livestock and Irrigation.
- HB 356, introduced by Vincent, Lund, Hurwitz, Bardanouve. Referred to Committee on Appropriations.
- HB 357, introduced by R. Manning, Brand, Kessler, McBride, Pavlovich, Sivertsen, Bergene, Feda. Referred to Committee on Local Government.
- HB 358, introduced by R. Manning, Brand, Jacobsen, Neuman, Sivertsen, Bergene, Feda. Referred to Committee on Local Government.
- HB 359, introduced by Quilici, Keyser, Holliday, Daily, Menahan, Kemmis, Donaldson. Referred to Committee on Judiciary.
- HB 360, introduced by Metcalf, S. Brown, Kessler. Referred to Committee on Business and Industry.
- HB 361, introduced by Brand. Referred to Committee on Judiciary.
- HB 362, introduced by Roth, B. Brown. Referred to Committee on Appropriations.
- HB 363, introduced by McBride, Hemstad, Anderson, Kessler, Roush, Azzara, Dussault, Nilson, Menahan, Dozier, Harper, Eck, Huennekens, Vincent, Zabrocki, Abrams, Bardanouve, Jacobson, Berg, Metcalf, Kemmis, Keedy, Bengtson, R. Manning, Harrington, Neuman, Yardley, Robbins, Holliday, Brand. Referred to Committee on Judiciary.
- HB 364, introduced by Vincent, Conn. Referred to Committee on Judiciary.
- HB 365, introduced by Burnett. Referred to Committee on Education and Cultural Resources.
- HB 366, introduced by Moore, Thomas. Referred to Committee on Appropriations.
- HB 367, introduced by Dussault, B. Brown, Bengtson, Tveit, Keedy, Harper, Waldron, Lund, Berg, J. O'Hara, Hammond, McBride, Phillips. Referred to Committee on Education and Cultural Resources.
- HB 368, introduced by Nordtvedt, Wallin, Vincent, Fabrega, Sales, Sivertsen, Andreason, Ernst, Hemstad. Referred to Committee on Appropriations.
- HB 369, introduced by Nordtvedt, Wallin, Vincent, Dussault, Fabrega, Sales, Ernst, Hemstad, Eck, Kemmis, Sivertsen, Andreason. Referred to Committee on Appropriations.
- HB 370, introduced by Underdal, Conroy, Lund, Devlin, Switzer. Referred to Committee on Taxation.
- HB 371, introduced by Underdal, Conroy. Referred to Committee on Taxation.
- HB 372, introduced by Sales, (By Request of the Public Employees' Retirement Board). Referred to Committee on State Administration.
- HB 373, introduced by Kemmis, Thomas, Bertelsen, Shelden, M. Anderson, Hafferman, Dover, (By Request of the Environmental Quality Council). Referred to Committee on Natural Resources.
- HB 374, introduced by Quilici, Harrington, Johnson, Daily, Nordtvedt, Pavlovich, Kanduch, Menahan, D. Brown. Referred to Committee on Taxation.
- HB 375, introduced by Anderson, Gould, Harp, Jacobson, Neuman, S. Brown, Hazelbaker, Lee. Referred to Committee on Local Government.
- HB 376, introduced by Hemstad, E. Smith, (By Request of the State Auditor). Referred to Committee on Business and Industry.

- HB 377, introduced by Hemstad, E. Smith, (By Request of the State Auditor). Referred to Committee on Business and Industry.
- HB 378, introduced by Hemstad, E. Smith, (By Request of the State Auditor). Referred to Committee on Business and Industry.
- HB 379, introduced by Hemstad, E. Smith, (By Request of the State Auditor). Referred to Committee on Judiciary.
- HB 380, introduced by Hemstad, E. Smith, (By Request of the State Auditor). Referred to Committee on Business and Industry.
- HB 381, introduced by Gould. Referred to Committee on Local Government.
- HB 382, introduced by Gould. Referred to Committee on Local Government.
- HB 383, introduced by Pistoria, Waldron, R. Manning, Fabrega. Referred to Committee on Local Government.
- HB 384, introduced by Pistoria, R. Manning. Referred to Committee on Highways and Transportation.
- HB 385, introduced by Pistoria, R. Manning. Referred to Committee on Human Services.
- HB 386, introduced by Pistoria, R. Manning. Referred to Committee on Business and Industry.
- HJR 13, introduced by Hurwitz, Manuel, Roth, Moore, Kolstad, Sivertsen, Conroy, Briggs, Matsko, Ernst, Burnett, Zabrocki, Devlin, Iverson, Schultz, Kropp, Seifert, Asay, Switzer, C. Smith, Underdal, Ellison. Referred to Committee on Rules.
- HJR 14, introduced by Ernst, Schultz, Sales. Referred to Committee on Rules.

The following Senate bills were introduced, read first time and referred to committees:

- SB 3, introduced by Norman. Referred to Committee on Taxation.
- SB 32, introduced by Norman, (By Request of the Workers' Compensation Advisory Council). Referred to Committee on Labor and Employment Relations.
- SB 55, introduced by B. Brown, (By Request of the Department of Revenue). Referred to Committee on Taxation.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Seifert in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Ellison moved that consideration on HB 100 be passed until the 19th legislative day. Motion carried. (86-4)

That HB 103 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser,



Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 97

Noes: None.

Total 0

Excused: Feda, Hurwitz.

Total 2

Absent or not voting: Fabrega.

Total 1

That HB 110 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 89

Noes: Brand, Dussault, Harper, Kemmis, Metcalf, Oberg, Waldron, Yardley.

Total 8

Excused: Feda, Hurwitz.

Total 2

Absent or not voting: Bardonouve.

Total 1

That HB 111 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardonouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Burnett, Hannah, Nordtvedt, Roth, Sales, Smith.

Total 6



Excused: Feda, Hurwitz.

Total 2

Absent or not voting: Dozier.

Total 1

Representative Bertelsen moved that HB 123, second reading copy, be amended as follows:

1. Page 2, line 3.

Following: "with"

Strike: "TOWN OR CITY"

Insert: "local governing body"

2. Page 2.

Following: line 5

Insert: "Section 2. Effective date. This act is effective on passage and approval."

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 96

Noes: None.

Total 0

Excused: Feda, Hurwitz.

Total 2

Absent or not voting: Brand, Devlin.

Total 2

And HB 123, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fagg, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Dussault, Fabrega, Harp, Meyer, Nordtvedt, Roth, Ryan, Stobie, Underdal, Vinger.

Total 10

Excused: Feda, Hurwitz.  
Total 2

Absent or not voting: Azzara, Bergene.  
Total 2

That HB 124 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 95

Noes: Burnett, Sales.  
Total 2

Excused: Feda, Hurwitz.  
Total 2

Absent or not voting: Manning.  
Total 1

That HB 153 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 92

Noes: Dozier, Harp.  
Total 2

Excused: Feda, Hurwitz.  
Total 2

Absent or not voting: Curtiss, Fagg, Manning, Shelden.  
Total 4

Representative Marks moved that the Free Conference Committee Report on SJR 1 be adopted. Representative Menahan made a substitute motion that the Free Conference Committee Report on SJR 1 be rejected. Motion failed by the following vote:

Ayes: Abrams, Bardanouve, Bengtson, Brand, Brown, Daily, Dozier, Dussault, Fabrega, Gould, Harper, Harrington, Hart, Hemstad, Holliday,

Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Williams, Yardley, Zabrocki.

Total 43

Noes: Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hannah, Hanson, Harp, Iverson, Jensen, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow.

Total 54

Excused: Feda, Hurwitz.

Total 2

Absent or not voting: Azzara.

Total 1

That the Free Conference Committee Report on SJR 1 be adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hannah, Hanson, Harp, Holliday, Iverson, Jensen, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Yardley.

Total 56

Noes: Abrams, Bardanouve, Bengtson, Brand, Brown, Daily, Dozier, Dussault, Fabrega, Gould, Harper, Harrington, Hart, Hemstad, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Roush, Shontz, Teague, Waldron, Williams, Zabrocki.

Total 40

Excused: Feda, Hurwitz.

Total 2

Absent or not voting: Azzara, Shelden.

Total 2

That the Committee rise and report. (Seifert, Chairman). Report adopted. (75-21)

## MOTIONS

Representative Fagg moved that the rules be temporarily suspended to allow SJR 1 to be placed on Third Reading this day. Motion carried.

## THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 6 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy,



Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 95

Noes: Bertelsen, Mueller.  
Total 2

Excused: Feda, Hurwitz.  
Total 2

Absent or not voting: Roth.  
Total 1

House Bill No. 8 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Schultz, Seifert, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 83

Noes: Bardanouve, Dussault, Harp, Kemmis, Lund, Metcalf, Mueller, Ryan, Sales, Shelden, Shontz, Stobie, Waldron.  
Total 13

Excused: Feda, Hurwitz.  
Total 2

Absent or not voting: Fagg, Roth.  
Total 2

House Bill No. 9 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 93

Noes: Azzara, Dussault, Huennekens, Lund, Teague.

Total 5

Excused: Feda, Hurwitz.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 11 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 89

Noes: Burnett, Dozier, Menahan, Nilson, Oberg, O'Connell, Pistoria, Teague, Yardley.

Total 9

Excused: Feda, Hurwitz.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 55 was passed by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Anderson, Bengtson, Burnett, Curtiss, Gould, Harp, Nordtvedt, Teague.

Total 8

Excused: Feda, Hurwitz.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 58 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Bengtson, Burnett, Curtiss, Gould, Harp, Kitselman, Moore, Nordtvedt, Pistoria, Roth, Ryan, Sivertsen, Smith, Stobie.

Total 14

Excused: Feda, Hurwitz.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 93 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 94

Noes: Gould, Neuman, Vinger, Yardley.

Total 4

Excused: Feda, Hurwitz.

Total 2

Absent or not voting: None.

Total 0

Free Conference Committee Report on Senate Joint Resolution No. 1 was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hannah, Hanson, Harp, Holliday, Iverson, Jensen, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Menahan, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 59

Noes: Abrams, Bardanouve, Bengtson, Brand, Brown, Daily, Dozier, Dussault, Fabrega, Gould, Harper, Harrington, Hart, Hemstad,



Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Roush, Shelden, Shontz, Teague, Waldron, Zabrocki.

Total 39

Excused: Feda, Hurwitz.

Total 2

Absent or not voting: None.

Total 0

### **SPECIAL ORDERS OF THE DAY**

The Speaker appointed the following representatives to the Legislative Audit Committee:

Anderson  
Burnett  
McBride  
Waldron

Representative Fagg moved that the House adjourn until 4:00 p.m., January 21, 1981.

Motion carried.

House adjourned at 5:50 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## FIFTEENTH LEGISLATIVE DAY

Helena, Montana  
January 21, 1981

House Chambers  
Capitol Building

House convened at 4:05 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Conroy, Hurwitz, Keedy, Teague, Waldron, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Fourteenth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 1/21/81  
Correctly printed - HB 2, HB 94, HB 102, HB 136, HB 137, HB 138,  
HB 141, HB 199, HJR 7, HJR 8.  
Correctly engrossed - HB 110, HB 123, HB 124.  
Considered correctly engrossed - HB 103, HB 111, HB 153.

RULES (Fagg, Chairman): 1/20/81  
HB 82, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 81

Noes: Brand, Brown, Harp, Huennekens, Kennerly, Lund, Menahan, Nilson, Oberg, Roush, Underdal, Williams.  
Total 12

Excused: Conroy, Hurwitz, Keedy, Teague, Waldron.  
Total 5

Absent or not voting: Bennett, Stobie.  
Total 2

Representatives Keedy and Waldron present at this time.

STATE ADMINISTRATION (Sales, Vice-Chairman): 1/20/81  
HB 163, do not pass. Representative Feda moved the adoption of the Adverse Committee Report. Representative Gould made a substitute motion to reject the Adverse Committee Report and place HB 163 on Second Reading. Motion failed by the following vote:

Ayes: Abrams, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Brand, Brown, Daily, Dozier, Eudaily, Fabrega, Feda, Gould, Hanson,

Harper, Harrington, Hart, Huennekens, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Lory, Manning, Manuel, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Stobie, Underdal, Vinger, Williams, Winslow, Yardley.

Total 47

Noes: Anderson, Asay, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Fagg, Hannah, Harp, Hemstad, Holliday, Iverson, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lund, Matsko, McBride, McLane, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Switzer, Thoft, Vincent, Waldron, Wallin, Zabrocki, Mr. Speaker.

Total 50

Excused: Conroy, Hurwitz, Teague.

Total 3

Absent or not voting: None.

Total 0

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Fabrega, Fagg, Fed, Hannah, Hanson, Harp, Harper, Hemstad, Holliday, Iverson, Kanduch, Keedy, Kessler, Keyser, Kitselman, Kropp, Lund, Matsko, McBride, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Mr. Speaker.

Total 64

Noes: Andreason, Azzara, Bardanouve, Brand, Brown, Daily, Eudaily, Gould, Harrington, Hart, Huennekens, Jacobsen, Jensen, Kemmis, Kennerly, Lory, Manning, Manuel, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Ryan, Stobie, Underdal, Yardley, Zabrocki.

Total 33

Excused: Conroy, Hurwitz, Teague.

Total 3

Absent or not voting: None.

Total 0

HB 166, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie,



Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 83

Noes: Brand, Brown, Dozier, Gould, Huennekens, Manning, Menahan, Nilson, Oberg, Pavlovich, Pistoria, Waldron, Yardley.

Total 13

Excused: Conroy, Hurwitz, Teague.

Total 3

Absent or not voting: O'Connell.

Total 1

Representative Briggs excused at this time.

HB 169, do not pass. Representative Feda moved the adoption of the Adverse Committee Report. Representative Pistoria made a substitute motion to reject the Adverse Committee Report and place HB 169 on Second Reading. Motion failed by the following vote:

Ayes: Bengtson, Brand, Brown, Daily, Dozier, Dussault, Fabrega, Gould, Harrington, Hemstad, Holliday, Jacobsen, Kanduch, Keedy, Kennerly, Kropp, Manning, Manuel, Matsko, Menahan, Meyer, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ryan, Vinger, Waldron, Zabrocki.

Total 33

Noes: Abrams, Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Hannah, Hanson, Harp, Harper, Hart, Huennekens, Iverson, Jensen, Kemmis, Kessler, Keyser, Kitselman, Lory, Lund, McBride, McLane, Metcalf, Moore, Mueller, Nordtvedt, O'Hara, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 61

Excused: Briggs, Conroy, Hurwitz, Teague.

Total 4

Absent or not voting: Azzara, Bardanouve.

Total 2

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Hannah, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Iverson, Jensen, Kanduch, Kemmis, Kessler, Keyser, Kitselman, Lory, Lund, McBride, McLane, Metcalf, Moore, Mueller, Nordtvedt, O'Hara, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 67

Noes: Brand, Brown, Daily, Dozier, Fabrega, Gould, Harrington, Hemstad, Jacobsen, Keedy, Kennerly, Kropp, Manning, Manuel, Matsko, Menahan, Meyer, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Underdal, Waldron, Zabrocki.

Total 28

Excused: Briggs, Conroy, Hurwitz, Teague.

Total 4

Absent or not voting: Azzara.

Total 1

BUSINESS AND INDUSTRY (Fabrega, Chairman): 1/20/81  
HB 141, do pass. Report adopted.

FISH AND GAME (Ellison, Chairman): 1/20/81  
HB 102, introduced bill, be amended as follows:

1. Page 2, line 24.

Following: "treasury."

Strike: "This money and the"

Insert: "The"

Following: "therefrom"

Insert: ", but not the principal,"

2. Page 3, line 1.

Following: "department"

Insert: ", and only upon appropriation by the legislature"

And, as amended, do pass. Report adopted.

HB 199, do pass. Report adopted.

JUDICIARY (Keyser, Chairman): 1/20/81

HB 154, do pass. Report adopted.

HB 162, do pass. Report adopted.

LABOR AND EMPLOYMENT RELATIONS (Ellerd, Chairman): 1/20/81  
HB 76, introduced bill, be amended as follows:

1. Page 1, line 22.

Following: "~~as amended.~~"

Insert: "If a claimant is receiving payments under the federal Social Security Act or the federal Railroad Retirement Act or from a pension to which he has contributed in part, his weekly benefit amount must be reduced by 50% of the amount that he is receiving from such payments."

And, as amended, do pass. Report adopted.

HB 136, do pass. Report adopted.

LOCAL GOVERNMENT (Bertelsen, Chairman): 1/20/81

HB 54, do pass. Report adopted.

HB 59, do pass. Report adopted.

HB 112, introduced bill, be amended as follows:

1. Page 1, lines 23 through 25.

Following: "76-5-1114(1)"

Strike: remainder of subsection through "bonds"

And, as amended, do pass. Report adopted.

HB 140, do pass. Report adopted.

RULES (Fagg, Chairman): 1/12/81

HB 2, do pass. Report adopted.

HJR 8, introduced bill, be amended as follows: 1/19/81

1. Page 2, line 3.

Following: "determine"

Insert: "among other options"

And, as amended, do pass. Report adopted.

### MESSAGES FROM THE OTHER HOUSE

Senate Bill passed as amended and transmitted to the House for concurrence: 1/20/81

Senate Bill No. 54, introduced by B. Brown

Senate Bill passed and transmitted to the House for concurrence: 1/20/81

Senate Bill No. 59, introduced by S. Brown

### MOTIONS

Representative Kropp moved that HB 226 be taken from the Committee on Highways and Transportation and rereferred to the Committee on Judiciary. Motion carried.

Representative Fagg moved that HJR 4 be taken from the Committee on Rules and rereferred to the Committee on Business and Industry. Motion carried.

Representative Pistoria moved that HB 385 be taken from the Committee on Human Services and rereferred to the Committee on Business and Industry. Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 387, introduced by Hart, (By Request of the Department of Institutions). Referred to Committee on State Administration.

HB 388, introduced by Hart. Referred to Committee on Education and Cultural Resources.

HB 389, introduced by Hart, Lund, C. Smith, Jacobsen, Shontz, Tveit. Referred to Committee on Taxation.

HB 390, introduced by Winslow. Referred to Committee on State Administration.

HB 391, introduced by Winslow, D. O'Hara, Hannah, Cozzens, Spilker, Burnett, Curtiss, Mueller, Andreason. Referred to Committee on Taxation.

HB 392, introduced by Kanduch, Pavlovich, Keyser, Hurwitz, O'Connell, Smith, McLane, Donaldson, Burnett, Sivertsen, Cozzens, D. Brown, Underdal, Briggs, Daily, Schultz, Robbins, Ernst, Roth, Gould. Referred to Committee on Natural Resources.

HB 393, introduced by Vinger, Harp, Shontz, Dover. Referred to Committee on Local Government.

HB 394, introduced by Asay. Referred to Committee on Local Government.

HB 395, introduced by Meyer. Referred to Committee on Taxation.

HB 396, introduced by R. Anderson, Keedy, Yardley, M. Anderson. Referred to Committee on Judiciary.

HB 397, introduced by McBride, Kemmis. Referred to Committee on Natural Resources.

HB 398, introduced by Quilici, Daily, Menahan, Fabrega. Referred to Committee on Natural Resources.

HB 399, introduced by Quilici, Menahan. Referred to Committee on State Administration.



HB 400, introduced by Keedy. Referred to Committee on Education and Cultural Resources.

HB 401, introduced by Keedy. Referred to Committee on Education and Cultural Resources.

HB 402, introduced by Keedy. Referred to Committee on Judiciary.

HB 403, introduced by Keedy. Referred to Committee on Judiciary.

HB 404, introduced by Keedy. Referred to Committee on Education and Cultural Resources.

HB 405, introduced by Keedy. Referred to Committee on Judiciary.

HB 406, introduced by Curtiss. Referred to Committee on Fish and Game.

HB 407, introduced by Cozzens, Huennekens, Dussault, Meyer, Azzara. Referred to Committee on Business and Industry.

HB 408, introduced by Cozzens. Referred to Committee on Taxation.

HB 409, introduced by Keyser, Keedy, Pavlovich, Quilici, Daily, Marks, Huennekens. Referred to Committee on Business and Industry.

HB 410, introduced by Keyser, Thomas, Van Valkenburg, Eck, Norman, R. Anderson, Pavlovich. Referred to Committee on Appropriations.

The following Senate bills were introduced, read first time and referred to committees:

SB 54, introduced by B. Brown, (By Request of the Department of Revenue). Referred to Committee on Taxation.

SB 59, introduced by S. Brown. Referred to Committee on Agriculture, Livestock and Irrigation.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Daily in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

That HB 80 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Conn, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sheldon, Shontz, Switzer, Thoft, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.  
Total 69

Noes: Brand, Cozzens, Curtiss, Ernst, Hannah, Harp, Hemstad, Keedy, Keyser, Kitselman, Kropp, Lund, Moore, Nilson, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Underdal, Wallin.  
Total 24

Excused: Briggs, Conroy, Hurwitz, Teague.  
Total 4

Absent or not voting: Brown, Burnett, Harrington.

Total 3

That HB 91 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Briggs, Conroy, Hurwitz, Teague.

Total 4

Absent or not voting: Fagg, Lund, Manning.

Total 3

Representatives Robbins and Thoft excused at this time.

That HB 107 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Stobie.

Total 1

Excused: Briggs, Conroy, Hurwitz, Robbins, Teague, Thoft.

Total 6

Absent or not voting: Harp.

Total 1

That HB 144 do pass by the following vote:

Ayes: Anderson, Bardanouve, Bennett, Bertelsen, Brand, Conn, Daily, Dozier, Dussault, Ellerd, Ernst, Fabrega, Fagg, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Keedy, Kemmis, Kennerly, Kessler, Kropp, Lory, Lund, Manuel, Matsko, McBride, Menahan, Meyer, Moore, Mueller, Nilson, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Roush, Sales, Schultz, Shelden, Shontz, Spilker, Switzer, Vincent, Vinger, Waldron, Wallin, Yardley, Zabrocki.

Total 54

Noes: Abrams, Andreason, Asay, Azzara, Bengtson, Bergene, Brown, Burnett, Cozzens, Curtiss, Devlin, Donaldson, Ellison, Eudaily, Feda, Gould, Hannah, Harper, Jacobsen, Jensen, Kanduch, Keyser, Kitselman, Manning, Marks, McLane, Metcalf, Neuman, Oberg, O'Hara, Quilici, Roth, Ryan, Seifert, Sivertsen, Smith, Stobie, Underdal, Williams, Winslow.

Total 40

Excused: Briggs, Conroy, Hurwitz, Robbins, Teague, Thoft.

Total 6

Absent or not voting: None.

Total 0

That HB 147 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Briggs, Conroy, Hurwitz, Robbins, Teague, Thoft.

Total 6

Absent or not voting: None.

Total 0

That HB 182 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Briggs, Conroy, Hurwitz, Robbins, Teague, Thoft.

Total 6

Absent or not voting: Dozier, Manning.



Total 2

That HB 232 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Briggs, Conroy, Hurwitz, Robbins, Teague, Thoft.

Total 6

Absent or not voting: Manning.

Total 1

That the Committee rise and report. (Daily, Chairman). Representative Daily moved the adoption of the Committee of the Whole Report. Representative Kemmis made a substitute motion to segregate HB 107 from the committee report and that, as amended, report be adopted. Motion carried. (91-0)

### MOTIONS

Representative Kemmis moved that HB 107 be placed on Second Reading tomorrow, January 22, 1981. Motion carried.

Representative Nordtvedt moved that HB 354 be taken from the Committee on Local Government and rereferred to the Committee on Taxation. Motion carried.

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 103 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Keedy, Moore.

Total 2

Excused: Briggs, Conroy, Hurwitz, Robbins, Teague, Thoft.

Total 6

Absent or not voting: None.

Total 0

House Bill No. 110 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 90

Noes: Brand, Dussault, Harper, Yardley.

Total 4

Excused: Briggs, Conroy, Hurwitz, Robbins, Teague, Thoft.

Total 6

Absent or not voting: None.

Total 0

House Bill No. 111 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Burnett, Hannah, Nordtvedt, Roth, Sales, Smith.

Total 6

Excused: Briggs, Conroy, Hurwitz, Robbins, Teague, Thoft.

Total 6

Absent or not voting: None.

Total 0

House Bill No. 123 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fagg,

Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Azzara, Dussault, Fabrega, Harp, Hemstad, Keedy, Kemmis, Menahan, Meyer, Roth, Stobie, Vinger.

Total 12

Excused: Briggs, Conroy, Hurwitz, Robbins, Teague, Thoft.

Total 6

Absent or not voting: None.

Total 0

House Bill No. 124 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Briggs, Conroy, Hurwitz, Robbins, Teague, Thoft.

Total 6

Absent or not voting: None.

Total 0

House Bill No. 153 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 88

Noes: Brand, Dozier, Harp, Kessler, Winslow, Mr. Speaker.

Total 6



Excused: Briggs, Conroy, Hurwitz, Robbins, Teague, Thoft.  
Total 6

Absent or not voting: None.  
Total 0

### MESSAGES FROM THE OTHER HOUSE

The following message from the Honorable Senate was read by Representative Fagg:

The 1981 Legislature admits to the following:

WHEREAS, it is necessary to foster good will among men and women of the illustrious Senate and industrious House;

WHEREAS, new House and Senate members could benefit from the vast knowledge and wisdom present in the hearts and minds of older and, in some cases, more mature members of the 1981 Legislature;

WHEREAS, the Senate of the State of Montana has a long-standing reputation of being "stuffy" and labeled "the Geritol crowd" and recognizes the need to dissolve this unwarranted stigma;

WHEREAS, the House of Representatives of the State of Montana has a long-standing reputation of being a bunch of "rabblers" and friendly to the point of reckless abandon;

WHEREAS, both the House and the Senate agree that the expansion of friendships between House and Senate members is a noble goal; providing that the friendship does not carry with it the responsibility of taking a fellow House or Senate member to lunch or home for dinner;

NOW THEREFORE, it is hereby agreed that a no-host, unchaperoned social function should be scheduled for the purposes of accomplishing the above stated goal. It is also agreed that the function should include only politicians, spouses and other close associates, and to avoid divisiveness, no speeches should be given. This gala affair is to be held Tuesday, January 27, 1981, 6:00-8:00 p.m. in the basement of the Jorgenson's Holiday Inn.

Representative Fagg moved that the House adjourn until 4:00 p.m., January 22, 1981.

Motion carried.

House adjourned at 5:30 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## SIXTEENTH LEGISLATIVE DAY

Helena, Montana  
January 22, 1981

House Chambers  
Capitol Building

House convened at 4:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Burnett, Hurwitz, Neuman, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Fifteenth Legislative Day, find the same to be correct.

SPILKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 1/22/81  
Correctly printed - HB 23, HB 54, HB 59, HB 76, HB 112, HB 140, HB 154, HB 162.  
Correctly engrossed - HB 144.  
Considered correctly engrossed - HB 80, HB 91, HB 147, HB 182, HB 232.

EDUCATION AND CULTURAL RESOURCES (Eudaily, Chairman): 1/21/81

HB 135, introduced bill, be amended as follows:

1. Title, line 6.  
Following: "FOR"  
Strike: "INSTATE"
2. Page 1, line 11.  
Following: line 10  
Strike: "instate"
3. Page 1, line 15.  
Following: "institution"  
Strike: "in Montana"
4. Page 3, line 7.  
Following: "any"  
Strike: "instate"

And, as amended, do pass. Report adopted.

HB 174, introduced bill, be amended as follows:

1. Title, line 5.  
Following: "OF"  
Strike: "HIGH SCHOOL"
2. Title, line 6.  
Following: "AMENDING"  
Strike: "SECTION"  
Insert: "SECTIONS 20-5-303 AND"
3. Page 1, line 22.  
Following: "paid"  
Strike: "\$200 or more"  
Insert: "the rate of tuition determined under the provisions of 20-5-312"

## 4. Page 1.

Following: line 25

Insert: "Section 2. Section 20-5-303, MCA, is amended to read:

"20-5-303. Individual tuition for elementary pupil. No provision of this title shall be construed to deny a parent the right to send his child, at his own expense, to any elementary school of a district other than his resident district when the parent has agreed to pay the tuition acceptable to the trustees of the district where the school is located. The trustees of the district where the school is located may allow the attendance of a child under the provisions of this section at their discretion. When the attendance is approved, the trustees shall charge tuition at the same rate prescribed by 20-5-305 reduced by any amount which is uniformly waived by the trustees for all tuition payments. However, under this section, tuition shall be waived when the parent of the child paid \$200 ~~or more~~ the rate of tuition determined under the provisions of 20-5-305 in district and county property taxes during the immediately preceding school fiscal year for the benefit and support of the district in which the child will attend school."

And, as amended, do pass. Report adopted.

HUMAN SERVICES (Gould, Chairman):

1/22/81

HB 96, do pass. Report adopted. Statement of Intent not yet adopted.

HB 127, do pass. Report adopted. Statement of Intent not yet adopted.

## Consent Calendar

Bill unanimously passed and unanimously placed on consent calendar:

HB 167, do pass. Report adopted.

JUDICIARY (Keyser, Chairman):

1/22/81

HB 10, introduced bill, be amended as follows:

## 1. Title, line 7.

Following: "THROUGH"

Insert: "45-5-103,"

## 2. Title, line 10.

Following: "45-5-625,"

Strike: "45-6-101 THROUGH"

Insert: "45-6-102,"

## 3. Title, line 11.

Following: "45-6-204,"

Insert: "45-9-101, 45-9-103,"

## 4. Title, line 12.

Following: "MCA;"

Strike: "AND"

## 5. Title, line 13.

Following: "MCA"

Insert: "; AND PROVIDING AN EFFECTIVE DATE"

## 6. Page 2, line 12.

Following: "for"

Strike: "persons"

Insert: "a person"

## 7. Page 2, line 13.



Following: "a"

Strike: "first offense"

Insert: "felony or misdemeanor, so long as he has not committed a prior felony,"

Following: "and"

Strike: "who are"

Insert: "is"

8. Page 2, line 16.

Following: "exceeding"

Strike: "3"

Insert: "10"

9. Page 5, line 15.

Following: "committed"

Insert: ", known by the defendant to exist, and considered by the defendant in the commission of the offense"

10. Page 6, line 23.

Following: "18 U.S.C. 924(c)"

Insert: ", as amended,"

11. Page 9, line 20.

Following: ","

Strike: "or"

12. Page 9, line 23.

Following: "offense"

Insert: "; or (6) the defendant has not been under the supervision of any state or federal correctional institution or court for a period of 5 years immediately preceding commission of the present offense"

13. Page 12, lines 2 through 8.

Following: line 1

Strike: section 11 in its entirety

Renumber: subsequent sections

14. Page 19, line 17.

Following: "for"

Insert: "a"

15. Page 19.

Following: line 19

Insert: "(4) If the victim's lack of consent is based solely upon his incapacity to consent because he was less than 16 years of age, a person convicted of sexual intercourse without consent of such victim shall be imprisoned in the state prison for a term of not less than 2 or more than 20 years."

Renumber: subsequent subsections

16. Page 23, line 25 through line 23 on page 24.

Strike: section 28 in its entirety

Renumber: subsequent sections

17. Page 26.

Following: line 20

Insert: "Section 30. Section 45-9-101, MCA, is amended to read:

"45-9-101. Criminal sale of dangerous drugs. (1) A person commits the offense of criminal sale of dangerous drugs if he sells, barter, exchanges, gives away, or offers to sell, barter, exchange, or give away or manufactures, prepares, cultivates, compounds, or processes any dangerous drug, as defined in 50-32-101.

(2) A person convicted of criminal sale of an opiate, as defined in 50-32-101(18), shall be imprisoned in the state prison for a term of ~~not less than 2~~ 10 years ~~or more than life~~, except as provided in 46-18-222.

(3) A person convicted of criminal sale of a dangerous drug included in Schedule I or Schedule II pursuant to 50-32-222 or 50-32-224, except marijuana or tetrahydrocannabinols, who has a prior conviction for criminal sale of such a drug shall be imprisoned in the state prison for a term of ~~not less than 5~~ 20 years ~~or more than life~~, except as provided in 46-18-222. Upon a third or subsequent conviction for criminal sale of such a drug, he shall be imprisoned in the state prison for a term of ~~not less than 10~~ 40 years ~~or more than life~~, except as provided in 46-18-222. Whenever a conviction under this subsection is for criminal sale of such a drug to a minor or a person who is mentally defective, the sentence shall be increased by 5 years and include the restriction that the defendant be ineligible for parole and participation in the prisoner furlough program while serving his term. A sentence imposed under this section may not be increased by the aggravating circumstances listed in subsections (a) and (c) of [section 5].

(4) A person convicted of criminal sale of dangerous drugs not otherwise provided for in subsection (2) or (3) shall be imprisoned in the state prison for a term of not less than 1 year or more than life.

(5) Practitioners and agents under their supervision acting in the course of a professional practice, as defined by 50-32-101, are exempt from this section."

Section 31. Section 45-9-103, MCA, is amended to read:

"45-9-103. Criminal possession with intent to sell. (1) A person commits the offense of criminal possession with intent to sell if he possesses with intent to sell any dangerous drug as defined in 50-32-101. No person commits the offense of criminal possession with intent to sell marijuana unless he possesses 1 kilogram or more.

(2) A person convicted of criminal possession of an opiate, as defined in 50-32-101(18), with intent to sell shall be imprisoned in the state prison for a term of ~~not less than 2~~ 20 years ~~or more than 5~~ years, except as provided in 46-18-222.

(3) A person convicted of criminal possession with intent to sell not otherwise provided for in subsection (2) shall be imprisoned in the state prison for a term of ~~not more than 20~~ 5 years.

(4) Practitioners and agents under their supervision acting in the course of a professional practice as defined by 50-32-101 are exempt from this section.""

Renumber: subsequent sections

18. Page 27.

Following: line 2

Insert: "Section 34. Effective date. This act is effective January 1, 1982."

And, as amended, do pass. Report adopted.

HB 176, introduced bill, be amended as follows:

1. Page 1, line 21.

Following: line 20

Strike: "25 years ago or earlier"

Insert: "prior to 1950"

And, as amended, do pass. Report adopted.

HB 207, do pass. Report adopted.

LABOR AND EMPLOYMENT RELATIONS (Ellerd, Chairman): 1/22/81

HB 118, introduced bill, be amended as follows:

1. Title, lines 7 and 8.

Following: "APPEALS;"

Strike: "PROVIDING FOR THE VOTE NECESSARY TO ADOPT A DECISION;"

2. Page 1, line 14.

Following: "composition —"

Strike: "vote necessary for decision —"

3. Page 2, lines 6 through 8.

Strike: subsection (5) in its entirety

Renumber: subsequent subsection

And, as amended, do pass. Report adopted.

STATE ADMINISTRATION (Feda, Chairman):

1/22/81

HB 202, introduced bill, be amended as follows:

1. Page 4, line 3.

Following: line 2

Strike: "other than single-family houses"

Insert: "containing five or more dwelling units"

And, as amended, do pass. Report adopted.

HB 203, do pass. Report adopted.

TAXATION (Nordtvedt, Chairman):

1/22/81

HB 308, do pass. Report adopted.

## MESSAGES FROM THE OTHER HOUSE

Senate Bills passed as amended and transmitted to the House for concurrence: 1/21/81

Senate Bill No. 69, introduced by Hager, Blaylock, Kitselman

Senate Bill No. 71, introduced by B. Brown, Conn

Free Conference Committee Report adopted:

1/21/81

Free Conference Committee Report No. 1 on Senate Joint Resolution No. 1

## MOTIONS

Representative Bergene moved that the House reconsider its action in the adoption of the Adverse Committee Report on HB 169. Motion carried. (70-25)

Representative Bergene moved that HB 169 be rereferred to the Committee on State Administration. Motion carried.

Representative Ellerd moved that consideration on HB 138 be passed until the 21st legislative day. Motion carried.



Representative Fagg moved that the following House joint resolutions be taken from the Committee on Rules and rereferred to the following committees:

HJR 10 to the Committee on Taxation  
HJR 11 to the Committee on Natural Resources  
HJR 13 to the Committee on Natural Resources  
HJR 14 to the Committee on Taxation

Motion carried.

Representative Fagg moved that consideration on HB 80 be passed for the day. Motion carried.

Representative Fagg moved that HB 108 be taken from the Committee on Rules and rereferred to the Committee on State Administration for the purpose of combining it with HB 225. Motion carried.

Representative Yardley moved that R. E. Manning and Nilson be added as sponsors to HB 176. Motion carried.

Representative Nordtvedt moved that Elliott, C. Smith, Kropp, Keyser, Fabrega, Gould, Underdal, Seifert, Harp, Sales, Donaldson, Devlin, Switzer, Hanson, Meyer, Matsko, Ryan, Sivertsen, Jensen, Burnett, Asay, Hannah, Winslow, D. O'Hara, Kitselman, Feda, Iverson, Bertelsen, Spilker, Fagg, Vinger, Schultz, and Wallin be added as sponsors to HB 250. Motion carried.

Representative Eudaily moved that HB 137 be taken from Second Reading today and rereferred to the Committee on Education for the purpose of adding a lengthy amendment. Motion carried.

Representative Fagg moved that the rules be temporarily suspended for the discussion of HB 94 on Second Reading. The five-minute gag rule is not adequate for the various subcommittee chairmen to explain the supplemental appropriations contained in this bill. Motion carried unanimously.

### **FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS**

The following House bills were introduced, read first time and referred to committees:

HB 411, introduced by Burnett, Brand, (By Request of the Department of Revenue). Referred to Committee on Business and Industry.  
HB 412, introduced by Menahan, (By Request of the Public Employees' Retirement Board). Referred to Committee on State Administration.  
HB 413, introduced by Bertelsen. Referred to Committee on Local Government.  
HB 414, introduced by Nordtvedt. Referred to Committee on Labor and Employment Relations.  
HB 415, introduced by Sivertsen, (By Request of the Department of Revenue). Referred to Committee on Taxation.  
HB 416, introduced by Sivertsen, (By Request of the Department of Revenue). Referred to Committee on Taxation.  
HB 417, introduced by Nilson. Referred to Committee on Fish and Game.  
HB 419, introduced by Waldron, (By Request of the Department of Institutions). Referred to Committee on Human Services.  
HB 420, introduced by Waldron, (By Request of the Department of Institutions). Referred to Committee on Human Services.

HB 421, introduced by Waldron, (By Request of the Department of Justice). Referred to Committee on Highways and Transportation.

HB 422, introduced by Matsko. Referred to Committee on Local Government.

HB 423, introduced by Pistoria, (By Request of the Department of Social and Rehabilitation Services). Referred to Committee on State Administration.

HB 424, introduced by D. Brown, Harrington, Daily, Quilici, Pavlovich, McBride, Jacobson, Healy, Stimatz. Referred to Committee on Local Government.

HB 425, introduced by Meyer, Dussault, Williams, Stobie, Cozzens, Quilici, Fed. Referred to Committee on Local Government.

HB 426, introduced by Huennekens. Referred to Committee on Natural Resources.

HB 427, introduced by Waldron. Referred to Committee on Taxation.

HB 428, introduced by Nordtvedt, Goodover, Fabrega. Referred to Committee on Taxation.

The following Senate bills were introduced, read first time and referred to committees:

SB 69, introduced by Hager, Blaylock, Kitselman. Referred to Committee on Local Government.

SB 71, introduced by B. Brown, Conn. Referred to Committee on State Administration.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Moore in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

That HB 2 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Burnett, Hurwitz, Neuman.

Total 3

Absent or not voting: Bengtson, Brand, Stobie.

Total 3

Representative Harrington excused at this time.

That HB 94 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Stobie, Switzer, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Conroy, Curtiss, Feda, Hannah, Keyser, Roth, Spilker.

Total 7

Excused: Burnett, Harrington, Hurwitz, Neuman.

Total 4

Absent or not voting: Teague, Underdal, Vinger.

Total 3

That the Committee rise and report. (Moore, Chairman). Report adopted. (93-0)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 91 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Burnett, Harrington, Hurwitz, Neuman.

Total 4

Absent or not voting: Vinger.

Total 1

House Bill No. 144 failed to pass by the following vote:

Ayes: Anderson, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Conn, Conroy, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg,



Hanson, Harp, Hart, Hemstad, Iverson, Keedy, Kennerly, Kropp, Lory, Matsko, Meyer, Moore, Mueller, Nordtvedt, Phillips, Robbins, Roth, Roush, Sales, Schultz, Shelden, Shontz, Spilker, Switzer, Thoft, Vincent, Wallin, Yardley.

Total 44

Noes: Abrams, Andreason, Asay, Azzara, Bengtson, Brand, Brown, Cozzens, Curtiss, Daily, Donaldson, Dozier, Feda, Gould, Hannah, Harper, Harrington, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Kemmis, Kessler, Keyser, Kitselman, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Ryan, Seifert, Sivertsen, Smith, Stobie, Teague, Underdal, Waldron, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 52

Paired: Fagg, Aye; Harrington, No.

Excused: Burnett, Hurwitz, Neuman.

Total 3

Absent or not voting: Vinger.

Total 1

House Bill No. 147 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 93

Noes: Yardley.

Total 1

Excused: Burnett, Harrington, Hurwitz, Neuman.

Total 4

Absent or not voting: Jensen, Vinger.

Total 2

House Bill No. 182 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Burnett, Harrington, Hurwitz, Neuman.

Total 4

Absent or not voting: Vinger.

Total 1

House Bill No. 232 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Menahan.

Total 1

Excused: Burnett, Harrington, Hurwitz, Neuman.

Total 4

Absent or not voting: Vinger.

Total 1

Representative Fagg moved that the House adjourn until 3:00 p.m., January 23, 1981.

Motion carried.

House adjourned at 6:08 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## SEVENTEENTH LEGISLATIVE DAY

Helena, Montana  
January 23, 1981

House Chambers  
Capitol Building

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Abrams, Burnett, Conroy, Kessler, Ryan, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Sixteenth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 1/23/81  
Correctly printed - HB 10, HB 118, HB 135, HB 174, HB 176,  
HB 202, HB 203, HB 207, HB 308.  
Correctly engrossed - HB 94.  
Considered correctly engrossed - HB 2, HB 167.  
Signed by the Speaker at 4:15 p.m., 1/23/81 - SJR 1.

BUSINESS AND INDUSTRY (Jensen, Vice-Chairman): 1/20/81  
HB 51, do not pass. Representative Jensen moved the adoption of the Adverse Committee Report. Representative Nordtvedt made a substitute motion to adopt the Minority Report, which was a do pass. After much discussion, Representative Smith moved the previous question. Motion carried by the following vote:

Ayes: Anderson, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Ernst, Eudaily, Fagg, Feda, Gould, Harp, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Moore, Mueller, Neuman, Nilson, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Schultz, Seifert, Smith, Spilker, Switzer, Teague, Underdal, Mr. Speaker.  
Total 51

Noes: Andreason, Asay, Azzara, Brand, Brown, Cozzens, Dussault, Ellerd, Ellison, Fabrega, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Huennekens, Kanduch, Kemmis, Kennerly, Kitselman, McBride, Menahan, Metcalf, Meyer, Nordtvedt, Oberg, O'Connell, Quilici, Sales, Shelden, Shontz, Sivertsen, Stobie, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 43

Excused: Abrams, Burnett, Conroy, Kessler, Ryan.  
Total 5

Absent or not voting: Pistoria.  
Total 1

Thereupon, the Minority Report was adopted by the following vote:

1/21/81

Ayes: Andreason, Asay, Azzara, Bertelsen, Brand, Briggs, Brown, Cozzens, Daily, Dussault, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Hurwitz, Kanduch, Kemmis,



Kennerly, Kessler, Keyser, Kitselman, Kropp, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Nordtvedt, O'Connell, O'Hara, Phillips, Quilici, Roth, Sheldon, Shontz, Sivertsen, Spilker, Stobie, Underdal, Vincent, Waldron, Winslow, Yardley, Zabrocki.

Total 53

Noes: Abrams, Anderson, Bardanouve, Bengtson, Bennett, Bergene, Conn, Conroy, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fedá, Holliday, Iverson, Jacobsen, Jensen, Keedy, Lory, Lund, Manning, Manuel, McLane, Neuman, Nilson, Oberg, Pavlovich, Pistoria, Robbins, Roush, Sales, Schultz, Seifert, Smith, Switzer, Teague, Thoft, Vinger, Wallin, Williams, Mr. Speaker.

Total 45

Paired: Kemmis, Kessler, Menahan, Ayes; Abrams, Conroy, Smith, Noes.

Excused: Burnett, Ryan.

Total 2

Absent or not voting: None.

Total 0

HB 151, do not pass.

1/20/81

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fedá, Harp, Harrington, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Roth, Roush, Sales, Schultz, Seifert, Sheldon, Shontz, Sivertsen, Smith, Stobie, Switzer, Thoft, Underdal, Wallin, Williams, Zabrocki, Mr. Speaker.

Total 65

Noes: Andreason, Azzara, Brand, Daily, Dussault, Fabrega, Fagg, Gould, Hannah, Hanson, Harper, Hemstad, Huennekens, Kemmis, Kitselman, McBride, Menahan, Metcalf, O'Connell, O'Hara, Pistoria, Quilici, Robbins, Spilker, Teague, Vincent, Vinger, Waldron, Winslow, Yardley.

Total 30

Excused: Abrams, Burnett, Conroy, Kessler, Ryan.

Total 5

Absent or not voting: None.

Total 0

HB 206, do not pass.

1/21/81

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales,

Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 95

Noes: None.  
Total 0

Excused: Abrams, Burnett, Conroy, Kessler, Ryan.  
Total 5

Absent or not voting: None.  
Total 0

JUDICIARY (Keyser, Chairman): 1/20/81  
HB 173, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 90

Noes: Curtiss, Keedy, McLane, Nilson, Underdal.  
Total 5

Excused: Abrams, Burnett, Conroy, Kessler, Ryan.  
Total 5

Absent or not voting: None.  
Total 0

1/22/81

HB 208, do not pass. Representative Keyser moved the adoption of the Adverse Committee Report. Representative Keedy made a substitute motion to place HB 208 on Second Reading for the purpose of amendment. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.  
Total 87

Noes: Ernst, Fagg, Kropp, Sales, Vinger, Wallin, Mr. Speaker.

Total 7

Excused: Abrams, Burnett, Conroy, Kessler, Ryan.

Total 5

Absent or not voting: Dussault.

Total 1

STATE ADMINISTRATION (Feda, Chairman):

1/22/81

HB 128, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Sales, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 71

Noes: Bengtson, Brand, Brown, Daily, Ernst, Harrington, Holliday, Huennekens, Manuel, McBride, Menahan, Nilson, O'Connell, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Shelden, Teague, Vincent, Waldron.

Total 23

Excused: Abrams, Burnett, Conroy, Kessler, Ryan.

Total 5

Absent or not voting: Kanduch.

Total 1

HB 196, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kropp, Lory, Lund, Manuel, Matsko, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Pavlovich, Phillips, Robbins, Roth, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 73

Noes: Brand, Brown, Dozier, Gould, Harrington, Hart, Huennekens, Kitselman, Manning, McBride, McLane, Menahan, Nilson, Oberg, O'Connell, Pistoria, Quilici, Roush, Teague, Vincent, Waldron, Zabrocki.

Total 22

Excused: Abrams, Burnett, Conroy, Kessler, Ryan.

Total 5

Absent or not voting: None.

Total 0



## TAXATION (Nordtvedt, Chairman):

1/22/81

HB 109, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Conn, Cozzens, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Roth, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Bergene, Brand, Curtiss, Daily, Ellerd, Keedy, Keyser, Oberg, O'Connell, Pistoria, Robbins, Sales, Switzer, Teague.

Total 14

Excused: Abrams, Burnett, Conroy, Kessler, Ryan.

Total 5

Absent or not voting: None.

Total 0

HB 177, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Fabrega, Fagg, Fedra, Hannah, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 81

Noes: Anderson, Eudaily, Gould, Hanson, Harp, Iverson, Lory, Stobie, Teague, Waldron, Yardley.

Total 11

Excused: Abrams, Burnett, Conroy, Kessler, Ryan.

Total 5

Absent or not voting: Hart, O'Connell, Pistoria.

Total 3

## HIGHWAYS AND TRANSPORTATION (Kropp, Chairman):

1/22/81

HB 253, do pass. Report adopted.

HB 254, do pass. Report adopted.

HB 255, introduced bill, be amended as follows:

1. Page 2, line 4.

Following: "the last"

Strike: "500"

Insert: "300"

And, as amended, do pass. Report adopted.

HUMAN SERVICES (Gould, Chairman):

1/21/81

Due to clerical error, the Standing Committee Report on HB 7 on the 13th legislative day was erroneous and incomplete. The following corrected report was adopted:

HB 7, introduced bill, be amended as follows:

1. Page 2, line 14.

Insert: "(d) the name and qualifications of a second physician meeting the requirements of [section 3] to serve in the place of the supervising physician in the event that the supervising physician is unable to supervise the physician's assistant temporarily; and"

Renumber: subsequent subsection

2. Page 3, line 24.

Following: "graduate of"

Strike: "or a student in good standing in"

3. Page 4, lines 4 and 5.

Strike: "or be eligible to take the examination"

4. Page 4, lines 7 and 8.

Strike: "or be eligible for certification"

5. Page 8, line 6.

Following: "therapist"

Insert: ", technician, or other paramedical specialist under the appropriate amount and type of supervision of a person licensed under the laws of this state to practice medicine, but this exemption does not extend the scope of a paramedical specialist"

6. Page 9.

Following: line 3

Insert: "NEW SECTION. Section 8. Exemption for prior practice. A physician's assistant who meets the requirements of subsection (2) of [section 3] who has been employed for 3 years on [the effective date of this act] by a physician licensed in Montana, is not required to file a utilization plan required by [section 2] and may continue to practice with the physician who employs him, provided however, that a utilization plan must be approved if the physician's assistant wishes to work for another physician."

Following: new section 8

Insert: "NEW SECTION. Section 9. Exemption from liability. No hospital or health care facility shall be liable for the errors, omissions, or actions of a physician's assistant."

Following: new section 9

Insert: "NEW SECTION. Section 10. Adoption of rules. The board of medical examiners shall adopt administrative rules to implement the provisions of [sections 1 through 9] and shall:

(1) address the issues of supervision and direction limitations and requirements;

(2) address the issue of protocols for interaction of medical personnel with differing responsibilities;

(3) specify that a physician may not utilize more than one physician's assistant unless he can demonstrate to the board the ability to supervise more than one assistant adequately; and

(4) adopt rules addressing other considerations pertinent to the approval of physicians' assistants utilization plans and the health care needs of the public."

Following: new section 10

Insert: "NEW SECTION. Section 11. Severability. If a part of this act is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of this act is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications."

And, as amended, do pass. Report adopted.

HJR 6, introduced bill, be amended as follows:

1/23/81

1. Page 2, line 1.

Following: "harmful"

Insert: "alone"

2. Page 2, line 2.

Following: line 1

Insert: "can be harmful to a pregnant woman"

Following: "drugs"

Strike: remainder of line

3. Page 2, line 3.

Following: line 2

Strike: "a pregnant woman"

4. Page 2, line 12.

Following: line 11

Strike: "printing or"

Following: "obtaining"

Strike: "from other sources"

And, as amended, do pass. Report adopted.

HB 95, introduced bill, be amended as follows:

1. Title, line 6.

Following: "AN ACT TO"

Strike: "REPEAL"

Insert: "ELIMINATE"

And, as amended, do pass. Report adopted.

JUDICIARY (Keyser, Chairman):

1/22/81

HB 205, introduced bill, be amended as follows:

1. Title, line 8.

Following: "AMENDING"

Strike: "SECTION"

Insert: "SECTIONS"

Following: "26-1-802"

Insert: "AND 46-16-212"

2. Page 1, line 13.

Following: "examined"

Strike: "for or"

3. Page 1, line 14.



Following: "wife"

Strike: "for or"

4. Page 1, line 16.

Following: "~~of the other~~"

Insert: "of the spouse called to testify"

5. Page 1.

Following: line 21

Insert: "Section 2. Section 46-16-212, MCA, is amended to read:

"46-16-212. Competency of spouses. Except with the consent of both the spouse called to testify or in cases of criminal violence by one upon the other, abandonment or neglect of children by either party, or abandonment or neglect of one by the other, neither spouse is a competent witness ~~for or~~ against the other in a criminal action or proceeding to which one or both are parties."

And, as amended, do pass. Report adopted.

HB 209, do pass. Report adopted.

1/23/81

HB 212, do pass. Report adopted.

HB 213, do pass. Report adopted.

HB 214, do pass. Report adopted.

LOCAL GOVERNMENT (Bertelsen, Chairman):

1/22/81

HB 150, introduced bill, be amended as follows:

1. Title, line 5.

Following: "FIRST"

Strike: "AND SECOND"

2. Page 1, line 25.

Following: "~~may~~"

Insert: "and in counties of the first class, the county commissioners  
may"

3. Page 2, line 5.

Following: "county"

Strike: ", which"

Insert: ". This"

Following: "contract"

Insert: "or one separated under subsection 2(b)"

4. Page 2, line 6.

Following: "establishment"

Insert: "or establishments, as the case may be,"

5. Page 2, line 9.

Following: "first"

Strike: "or second"

6. Page 2, line 10.

Following: line 9

Strike: "separate county printing needs"

Insert: "printed forms, materials, and supplies required by the coun-  
ties"

And, as amended, do pass. Report adopted.

STATE ADMINISTRATION (Feda, Chairman):

1/23/81

HB 231, do pass. Report adopted.

HB 233, do pass. Report adopted.

**MESSAGES FROM THE OTHER HOUSE**

Senate Bill passed and transmitted to the House for concurrence: 1/22/81

Senate Bill No. 94, introduced by Boylan, Galt, et al.

House Bill concurred in and returned to the House: 1/22/81

House Bill No. 114, introduced by Moore, Goodover

**MOTIONS**

Representative Seifert moved that HB 80 be taken from Third Reading and rereferred to the Committee on Human Services. Motion carried unanimously.

Representative Keedy moved that HB 208 be taken from Second Reading and rereferred to the Committee on Judiciary. Motion carried unanimously.

**FIRST READING AND COMMITMENT  
OF BILLS AND RESOLUTIONS**

The following House bills were introduced, read first time and referred to committees:

HB 418, introduced by Committee on Appropriations. Referred to Committee on Appropriations.

HB 429, introduced by Vincent, Fabrega, Bardanoue. Referred to Committee on Rules.

HB 430, introduced by Underdal, Stobie, Kropp. Referred to Committee on Labor and Employment Relations.

HB 431, introduced by Meyer, Robbins, Gould. Referred to Committee on Business and Industry.

HB 432, introduced by Menahan, Harrington, Brand, Azzara. Referred to Select Committee on Water.

HB 433, introduced by Dozier, (By Request of the Department of Revenue). Referred to Committee on Taxation.

HB 434, introduced by Dozier, (By Request of the Public Service Commission). Referred to Committee on Business and Industry.

HB 435, introduced by Dozier, (By Request of the Department of Revenue). Referred to Committee on Taxation.

HB 436, introduced by Bardanoue, (By Request of the Department of Institutions). Referred to Committee on State Administration.

HB 437, introduced by Menahan, (By Request of the Department of Institutions). Referred to Committee on Human Services.

HB 438, introduced by Andreason, Matsko, Sales, Bergene, Switzer, Vinger, Jensen. Referred to Committee on Local Government.

HB 439, introduced by Waldron, (By Request of the Department of Institutions). Referred to Committee on Human Services.

HB 440, introduced by Jensen, Keyser, Ryan, (By Request of the Department of Justice). Referred to Committee on Judiciary.

HB 441, introduced by Jensen, Manley, Andreason, Ryan, Stobie, Underdal, Ellison, Lund. Referred to Committee on Fish and Game.

HB 442, introduced by Quilici, Menahan, Spilker, (By Request of the Department of Administration). Referred to Committee on State Administration.

HB 443, introduced by Brand, Meyer, Hemstad, Menahan, Azzara, Harrington, Daily, Vincent, R. Manning, McBride, Kessler, Keyser, Iverson. Referred to Committee on Judiciary.

HB 444, introduced by Keedy, (By Request of the Attorney General). Referred to Committee on Judiciary.

HB 445, introduced by Roth, Hammond, Keyser, Iverson, Sivertsen, Kolstad. Referred to Committee on Human Services.

HB 446, introduced by Metcalf. Referred to Committee on Appropriations.

HB 447, introduced by D. O'Hara, Andreason, Winslow. Referred to Committee on Local Government.

HB 448, introduced by Nordtvedt, Vincent, Wallin. Referred to Committee on Business and Industry.

HJR 15, introduced by O'Connell, Pavlovich, Spilker, Ellerd, Lee, Hafferman, Feda, Pistoria, Wallin, Vinger, Asay, Cozzens, Kitselman, Keyser, Andreason, Hannah, Gould, Briggs, Ryan, Thomas, Curtiss, Jensen, Stobie, Switzer, Sivertsen, Teague, D. O'Hara, Winslow. Referred to Committee on Judiciary.

The following Senate bill was introduced, read first time and referred to committee:

SB 94, introduced by Boylan, Galt, Ellerd, Roth, Briggs, Iverson. Referred to Committee on Judiciary.

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Keedy in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Marks moved that HB 102 be passed to the bottom of the board. Motion carried.

Representative Fagg moved that consideration on HB 107 be passed for the day. Motion carried.

That HB 136 do pass. Motion failed by the following vote:

Ayes: Anderson, Andreason, Bennett, Bergene, Briggs, Conn, Cozzens, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Hurwitz, Iverson, Jensen, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Phillips, Roth, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.  
Total 47

Noes: Asay, Azzara, Bardanouve, Bengtson, Bertelsen, Brand, Brown, Daily, Donaldson, Dozier, Dussault, Gould, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Stobie, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.  
Total 49

Paired: Fagg, Lund, Ayes; Bardanouve, Kessler, Noes.

Excused: Abrams, Burnett, Conroy, Ryan.  
Total 4



Absent or not voting: None.

Total 0

That HB 136 do not pass by the following vote:

Ayes: Asay, Azzara, Bardanouve, Bengtson, Bertelsen, Brand, Brown, Daily, Devlin, Donaldson, Dozier, Dussault, Gould, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Shelden, Shontz, Stobie, Teague, Vincent, Williams, Yardley, Zabrocki.

Total 50

Noes: Anderson, Andreason, Bennett, Bergene, Briggs, Conn, Cozzens, Curtiss, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hannah, Hanson, Hurwitz, Iverson, Jensen, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Phillips, Sales, Schultz, Seifert, Sivertsen, Spilker, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Winslow.

Total 45

Paired: Bardanouve, Kessler, Ayes; Fagg, Lund, Noes.

Excused: Abrams, Burnett, Conroy, Ryan.

Total 4

Absent or not voting: Smith.

Total 1

That HB 141 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Abrams, Burnett, Conroy, Kessler, Ryan.

Total 5

Absent or not voting: Bardanouve, Brand, Marks, Menahan, Moore, Nordtvedt, Teague.

Total 7

That HB 199 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko,

McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Dozier, Teague, Vinger.

Total 3

Excused: Abrams, Burnett, Conroy, Kessler, Ryan.

Total 5

Absent or not voting: Bardanoue, Brand, Dussault, Harrington, Marks.

Total 5

That HJR 7 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanoue, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedas, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 86

Noes: Brand, Huennekens, Waldron.

Total 3

Excused: Abrams, Burnett, Conroy, Kessler, Ryan.

Total 5

Absent or not voting: Devlin, Ellison, Jensen, Marks, Shelden, Yardley.

Total 6

That HJR 8 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedas, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Seifert, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 78

Noes: Harp, Kropp, McLane, Mueller, Sales, Schultz, Smith, Stobie, Underdal, Vinger.

Total 10

Excused: Abrams, Burnett, Conroy, Kessler, Ryan.

Total 5

Absent or not voting: Bardanoue, Bertelsen, Brand, Ellison, Jensen, Marks, Shelden.

Total 7

Representative Donaldson moved that HB 23 be passed to the bottom of the board. Motion carried.

That HB 54 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 83

Noes: Curtiss, Gould, Hanson, Harp, Teague, Winslow.

Total 6

Excused: Abrams, Burnett, Conroy, Kessler, Ryan.

Total 5

Absent or not voting: Ellison, Jensen, Marks, Matsko, McLane, Stobie.

Total 6

That HB 59 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Dozier.

Total 1

Excused: Abrams, Burnett, Conroy, Kessler, Ryan.

Total 5

Absent or not voting: Hurwitz, Marks.

Total 2

That HB 76 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Cozzens, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harper, Iverson, Keedy, Kemmis, Kennerly, Kitselman, Kropp, Lory, Manuel, Marks, Matsko, McBride, Metcalf, Meyer, Moore, Mueller, O'Hara, Pavlovich, Phillips, Quilici, Roush, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Underdal, Waldron, Wallin, Williams, Yardley.



Total 51

Noes: Azzara, Bengtson, Brand, Brown, Conn, Curtiss, Daily, Devlin, Dozier, Ellerd, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Keyser, Lund, Manning, McLane, Menahan, Nilson, Nordtvedt, Oberg, O'Connell, Pistoria, Robbins, Roth, Sales, Smith, Switzer, Teague, Thoft, Vincent, Vinger, Winslow, Zabrocki.

Total 40

Excused: Abrams, Burnett, Conroy, Kessler, Ryan.

Total 5

Absent or not voting: Fedá, Hurwitz, Neuman, Shelden.

Total 4

That HB 112 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Hannah.

Total 1

Excused: Abrams, Burnett, Conroy, Kessler, Ryan.

Total 5

Absent or not voting: Hurwitz, Roth, Shontz.

Total 3

That HB 140 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Abrams, Burnett, Conroy, Kessler, Ryan.

Total 5

Absent or not voting: Daily, Hurwitz, Kropp, Marks, Oberg, Pistoria.

Total 6

That HB 154 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Abrams, Burnett, Conroy, Kessler, Ryan.

Total 5

Absent or not voting: Curtiss, Lund, Marks.

Total 3

That HB 162 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Marks, Sales, Stobie.

Total 3

Excused: Abrams, Burnett, Conroy, Kessler, Ryan.

Total 5

Absent or not voting: Daily, Harp, Quilici.

Total 3

That HB 102 do pass by the following vote:

Ayes: Anderson, Asay, Azzara, Bardanouve, Bengtson, Bertelsen, Brand, Briggs, Brown, Conn, Devlin, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Keyser, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Stobie,

Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 73

Noes: Andreason, Bennett, Bergene, Cozzens, Curtiss, Ellerd, Ellison, Hannah, Hanson, Harper, Keedy, Kitselman, Kropp, Lund, Roth, Smith, Spilker, Vinger, Winslow.

Total 19

Excused: Abrams, Burnett, Conroy, Kessler, Ryan.

Total 5

Absent or not voting: Daily, Harp, Sales.

Total 3

Representative Donaldson moved that HB 23, second reading copy, be amended as follows:

1. Page 2, line 3.

Following: "(3)"

Strike: "retain for necessary"

Amendment passed by the following vote:

Ayes: Anderson, Andreason, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harper, Harrington, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: None.

Total 0

Excused: Abrams, Burnett, Conroy, Kessler, Ryan.

Total 5

Absent or not voting: Asay, Bardanouve, Bennett, Conn, Ellison, Harp, Hart, Hemstad, Lund, Metcalf, Meyer, Moore.

Total 12

And HB 23, as amended, do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.



Total 0

Excused: Abrams, Burnett, Conroy, Kessler, Ryan.

Total 5

Absent or not voting: Bardanouve, Harp, Lund, Marks, Quilici, Sivertsen.

Total 6

That the Committee rise and report. (Keedy, Chairman). Representative Keedy moved the adoption of the Committee of the Whole Report. Representative Moore made a substitute motion to segregate HB 136 from the committee report and that, as amended, report be adopted. Motion failed. (46-47) The Committee of the Whole Report adopted. (86-5)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 2 was passed by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Huennekens.

Total 1

Excused: Abrams, Burnett, Conroy, Kessler, Ryan.

Total 5

Absent or not voting: Harp, Hurwitz.

Total 2

House Bill No. 94 was passed by the following vote:

Ayes: Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Anderson, Curtiss, Hannah, Keyser, Roth, Smith, Spilker.

Total 7

Excused: Abrams, Burnett, Conroy, Kessler, Ryan.

Total 5

Absent or not voting: Harp, Hurwitz, Vinger.

Total 3

### **SPECIAL ORDERS OF THE DAY**

The Speaker introduced Jerry Thompson, Pauleen Jorgensen, Julie de Vries, Colleen Donaldson, Teri Manley, Teresa Schladweiler, Devin Strakal, and Tami Van Dorn, this week's pages, and thanked them for their services.

Representative Fagg moved that the House adjourn until 10:00 a.m., January 24, 1981.

Motion carried.

House adjourned at 5:52 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## EIGHTEENTH LEGISLATIVE DAY

Helena, Montana  
January 24, 1981

House Chambers  
Capitol Building

House convened at 10:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Abrams, Brand, Burnett, Daily, Dussault, Kessler, Lund, Ryan, Underdal, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Seventeenth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 1/24/81

Correctly printed - HB 209, HB 212, HB 213, HB 214, HB 231, HB 233, HB 253, HB 254.

Correctly engrossed - HB 76, HB 102, HB 112, HJR 8.

Considered correctly engrossed - HB 54, HB 59, HB 140, HB 141, HB 154, HB 162, HB 199, HJR 7.

BUSINESS AND INDUSTRY (Fabrega, Chairman): 1/22/81

HB 175, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 76

Noes: Bardanouve, Conroy, Ellison, Fabrega, Fagg, Hemstad, Huennekens, Oberg, O'Connell, Pistoria, Vincent, Waldron, Yardley.

Total 13

Excused: Abrams, Brand, Burnett, Daily, Dussault, Kessler, Lund, Ryan, Underdal.

Total 9

Absent or not voting: Hurwitz, Teague.

Total 2

HB 189, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson,



Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 80

Noes: Azzara, Bardanouve, Ellison, Huennekens, O'Connell, Pistoria, Stobie, Teague, Yardley.

Total 9

Excused: Abrams, Brand, Burnett, Daily, Dussault, Kessler, Lund, Ryan, Underdal.

Total 9

Absent or not voting: Hurwitz, Menahan.

Total 2

HB 190, do not pass. Representative Dozier made a substitute motion that the Adverse Committee Report be rejected and that the bill be referred back to the Committee on Labor and Employment Relations. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Curtiss, Daily, Dozier, Dussault, Ernst, Eudaily, Fabrega, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Lory, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 64

Noes: Bennett, Briggs, Burnett, Cozzens, Devlin, Donaldson, Ellerd, Ellison, Fagg, Fedá, Hannah, Hurwitz, Kitselman, Kropp, Lund, Matsko, Moore, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 35

Paired: Brand, Daily, Dussault, Kanduch, Kessler, Menahan, Pavlovich, Vincent, Ayes; Burnett, Ellerd, Fagg, Hannah, Lund, Moore, Ryan, Underdal, Noes.

Excused: Abrams.

Total 1

Absent or not voting: None.

Total 0

HUMAN SERVICES (Gould, Chairman):

1/22/81

HB 133, do not pass.

There upon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday,

Iverson, Jensen, Kanduch, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Vincent, Vinger, Wallin, Williams, Yardley, Mr. Speaker.

Total 73

Noes: Briggs, Brown, Harper, Huennekens, Jacobsen, Keedy, Kemmis, Manuel, Oberg, Pistoria, Roush, Shontz, Teague, Waldron, Winslow, Zabrocki.

Total 16

Excused: Abrams, Brand, Burnett, Daily, Dussault, Kessler, Lund, Ryan, Underdal.

Total 9

Absent or not voting: Hurwitz, O'Connell.

Total 2

LABOR AND EMPLOYMENT RELATIONS (Ellerd, Chairman): 1/22/81  
HB 148, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Keyser, Kitselman, Kropp, Lory, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Roth, Roush, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 69

Noes: Brown, Dozier, Harrington, Hemstad, Kemmis, Manning, Manuel, McBride, Menahan, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Shelden, Teague, Thoft, Vincent, Waldron.

Total 21

Excused: Abrams, Brand, Burnett, Daily, Dussault, Kessler, Lund, Ryan, Underdal.

Total 9

Absent or not voting: Hurwitz.

Total 1

AGRICULTURE, LIVESTOCK AND IRRIGATION (Smith, Chairman):

1/17/81

Consent Calendar

Bill unanimously passed and unanimously placed on consent calendar:

HB 309, do pass. Report adopted.

HUMAN SERVICES (Gould, Chairman):

1/23/81

Committee adopted the following Statement of Intent for HB 96:

STATEMENT OF INTENT  
HOUSE BILL 96

Under present law, SRS has express rulemaking authority to adopt rules to cover eligibility requirements for various services. Federal regulations concerning eligibility allow the state various options, when considering transfer of property. The department needs to have the authority to redetermine from time to time which option offers the most efficient and least costly system of determining eligibility to the state.

Committee adopted the following Statement of Intent for HB 127:

STATEMENT OF INTENT  
HOUSE BILL 127

A statement of intent is necessary for this bill because it implicitly expands the rulemaking authority of the Department of Social and Rehabilitation Services pertaining to eligibility criteria for the granting of supplemental security income assistance and aid to dependent children. Under present law, SRS has express rulemaking authority to adopt rules to cover eligibility requirements for various services. Federal regulations concerning eligibility allow the state various options. The department needs to have the authority to redetermine from time to time which option offers the most efficient and least costly system of determining eligibility to the state.

LOCAL GOVERNMENT (Bertelsen, Chairman):

1/22/81

HB 28, second reading copy, be amended as follows:

1. Title, line 8.

Following: "50-60-101,"

Insert: "50-60-102,"

2. Page 4.

Following: line 13

Insert: "(15) "County jurisdictional area" means that area in a county outside of a municipality or municipal jurisdictional area and includes only single-family dwellings and public places as provided in 50-60-102.

Section 2. Section 50-60-102, MCA, is amended to read:

"50-60-102. Applicability. (1) Outside municipalities and their jurisdictional area, as defined by 50-60-101(9), parts 1 through 4 apply only to single-family dwellings and to "public places", as defined in 50-60-101(11).

(2) Where good and sufficient cause exists, a written request for limitation of the state building code may be filed with the department for filing as a permanent record.

(3) The department may limit the application of any rule or portion of the state building code to include or exclude:

(a) specified classes or types of buildings according to use or other distinctions as may make differentiation or separate classification or regulation necessary, proper, or desirable;

(b) specified areas of the state based upon size, population density, special conditions prevailing therein, or other factors which make differentiation or separate classification or regulation necessary, proper, or desirable."

Renumber: subsequent sections



3. Page 8, line 16.

Following: "(2)"

Strike: "As a minimum standard, a"

Following: "A"

Insert: "A"

4. Page 8, line 17.

Following: "may"

Strike: "must"

Insert: "may"

Following: "only"

Insert: "only"

5. Page 9, line 5.

Following: "IF"

Strike: "THE ADOPTED"

Insert: "a"

And, as amended, do pass. Report adopted.

NATURAL RESOURCES (Iverson, Chairman):  
HB 16, introduced bill, be amended as follows:

1/23/81

1. Page 2.

Following: line 8

Insert: "(b) provide for the regular monitoring of energy supplies and demand; however, nothing in this part may be construed to authorize the establishment of an independent state energy forecasting program; and"

Renumber: subsequent subsection

2. Page 4, line 16.

Following: "Bulk"

Insert: "pipeline"

3. Page 5, line 4.

Following: "classifications"

Insert: "other than for petroleum products"

4. Page 6, line 1.

Following: "prime"

Insert: "petroleum"

5. Page 6, line 2.

Following: "his"

Strike: "U.S."

Insert: "Montana"

6. Page 6.

Following: line 3

Insert: "Montana"

7. Page 6, line 8.

Following: "of"

Insert: "Montana"

8. Page 6, line 10.

Following: "bulk"

Insert: "pipeline"

9. Page 6, line 12.

Following: "custody"

Insert: "in Montana"

10. Page 6, line 15.

Following: "sales"

Insert: "in Montana"

Following: "by"

Strike: "zip code"

Insert: "standard point locator index, or other method prescribed by the governor,"

11. Page 7, line 5.

Following: "(a)"

Strike: "seek to"

12. Page 8.

Following: line 5

Insert: "(c) Nothing in this section shall preclude access to such information by the legislative auditor in carrying out his functions under Title 5, chapter 3, MCA."

And, as amended, do pass. Report adopted.

#### Consent Calendar

Bill unanimously passed and unanimously placed on consent calendar:

HB 306, do pass. Report adopted.

### MESSAGES FROM THE OTHER HOUSE

Senate Bill passed and transmitted to the House for concurrence: 1/23/81

Senate Bill No. 2, introduced by Himsl

### MOTIONS

Representative Meyer moved that HB 395 be taken from the Committee on Taxation and rereferred to the Committee on Business and Industry. Motion carried.

Representative Vincent moved that consideration on HB 174 be passed for the day because its chief sponsor, Representative Kessler, was unable to be here. Motion carried.

Representative Vincent moved that consideration on HB 135 be passed for the day for the same reason. Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 449, introduced by Oberg, Sivertsen, Hemstad. Referred to Committee on Education and Cultural Resources.

HB 450, introduced by Ellerd, Conroy, Sivertsen, Sales. Referred to Committee on Agriculture, Livestock and Irrigation.

HB 451, introduced by Meyer. Referred to Committee on Taxation.

HB 452, introduced by Meyer, Ernst, Thoft, Hemstad, Bardanouve, (By Request of the Department of Agriculture). Referred to Committee on Agriculture, Livestock and Irrigation.

HB 453, introduced by Kemmis, Vincent. Referred to Committee on Judiciary.

HB 454, introduced by Huennekens, Zabrocki. Referred to Committee on Fish and Game.

- HB 455, introduced by Huennekens. Referred to Committee on Taxation.
- HB 456, introduced by Huennekens. Referred to Committee on State Administration.
- HB 457, introduced by Dussault, Thomas, Halligan. Referred to Committee on Education and Cultural Resources.
- HB 458, introduced by Vinger, Stobie, Sales. Referred to Committee on Human Services.
- HB 459, introduced by Williams, Oberg, Bengtson, Kemmis, (By Request of the Office of the Governor). Referred to Committee on Business and Industry.
- HB 460, introduced by Conn, R. Anderson, Himsl, B. Brown, Harp, Keedy, Curtiss. Referred to Committee on Appropriations.
- HB 461, introduced by Gould, Donaldson, Underdal. Referred to Committee on Local Government.
- HB 462, introduced by Seifert, Moore. Referred to Committee on State Administration.
- HB 463, introduced by Wallin, Ellerd, Boylan, Sales, (By Request of the Board of Regents). Referred to Committee on Judiciary.
- HB 464, introduced by Ellerd, (By Request of the Department of Labor and Industry). Referred to Committee on Labor and Employment Relations.
- HB 465, introduced by Asay, Ochsner, Conover, Zabrocki, Devlin, Nordtvedt, Keedy. Referred to Committee on Natural Resources.
- HB 466, introduced by Ellison, Bertelsen, Eudaily, Dussault, Vincent, Donaldson, Holliday, (By Request of the Office of Public Instruction). Referred to Committee on Education and Cultural Resources.
- HB 467, introduced by Sivertsen, Roth, Seifert, Jacobsen, Kolstad, Lee, Robbins, Manuel, Iverson, Roush, Bardanouve, Zabrocki, Hammond, Etchart. Referred to Committee on Agriculture, Livestock and Irrigation.
- HB 468, introduced by Thoft, Iverson, Keyser, C. Smith, Eck, Van Valkenburg, Azzara, Conn, Halligan, Bergene, R. Anderson, Keedy, Harper, Roush, Huennekens, Shelden, Teague, McBride, D. Brown, Harrington, Daily, Dussault, Quilici, Vincent, Kennerly, Waldron, Yardley, Regan, Ryan, Berg, Conover, Nordtvedt, Towe, Bardanouve, Mazurek, Blaylock, (By Request of the Study Committee on Container Deposits). Referred to Committee on Business and Industry.
- HB 469, introduced by Thoft, Bennett, Nordtvedt, Keyser, Briggs, Conn, R. Anderson, Robbins, Keedy, Ellerd, Sales. Referred to Committee on Appropriations.
- HB 470, introduced by McBride, Roth, Metcalf. Referred to Committee on State Administration.
- HB 471, introduced by Ellerd. Referred to Committee on Appropriations.
- HB 472, introduced by Ellerd. Referred to Committee on Taxation.
- HB 473, introduced by Fabrega, Berg, Sivertsen. Referred to Committee on Local Government.
- HB 474, introduced by Fabrega, B. Brown, Sivertsen. Referred to Committee on Taxation.
- HB 475, introduced by Ernst, Boylan. Referred to Committee on Taxation.
- HB 476, introduced by Wallin. Referred to Committee on Judiciary.

The following Senate bill was introduced, read first time and referred to committee:



SB 2, introduced by Himsl, (By Request of the Committee on Branching of Financial Institutions). Referred to Committee on Business and Industry.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Sivertsen in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Stobie excused at this time.

Representative Keedy moved that HB 10, second reading copy, be amended as follows:

1. Page 16, line 21.

Strike: "20"

Insert: "6"

Amendment passed by the following vote:

Ayes: Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 89

Noes: None.

Total 0

Excused: Abrams, Brand, Burnett, Daily, Dussault, Kessler, Lund, Ryan, Stobie, Underdal.

Total 10

Absent or not voting: Azzara.

Total 1

Representative Keedy moved that HB 10, second reading copy, be further amended as follows:

1. Page 29, line 4.

Following: "subsections"

Insert: "(1)"

Following: "and"

Insert: "(1)"

Amendment passed by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin,

Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Abrams, Brand, Burnett, Daily, Dussault, Kessler, Lund, Ryan, Stobie, Underdal.

Total 10

Absent or not voting: Bergene, Harrington, Hurwitz.

Total 3

Representative Lund present at this time.

Representative Lund excused at 11:15 a.m.

Representative Brown moved that HB 10, second reading copy, be further amended. Amendment failed by the following vote:

Ayes: Andreason, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brown, Dozier, Fagg, Hanson, Harper, Harrington, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kitselman, Manning, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, Pavlovich, Shelden, Teague, Vincent, Waldron, Yardley.

Total 31

Noes: Anderson, Asay, Bennett, Briggs, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedá, Gould, Hannah, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jensen, Keedy, Keyser, Kropp, Lory, Manuel, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 57

Excused: Abrams, Brand, Burnett, Daily, Dussault, Kessler, Lund, Ryan, Stobie, Underdal.

Total 10

Absent or not voting: Hart, Quilici.

Total 2

And HB 10, as amended, do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Bengtson, Bennett, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedá, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kennerly, Keyser, Kitselman, Kropp, Manning, Manuel, Marks, Matsko, McLane, Menahan, Meyer, Moore, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 69

Noes: Azzara, Bardanouve, Bergene, Bertelsen, Brown, Dozier, Dussault, Fagg, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kemmis, Kessler, Lory, McBride, Metcalf, Mueller, Neuman, Nordtvedt, Oberg, Quilici, Shelden, Waldron, Yardley.

Total 27

Paired: Burnett, Conroy, Daily, Moore, Ryan, Teague, Underdal, Ayes; Dussault, Fagg, Harper, Kemmis, Kessler, Metcalf, Waldron, Noes.

Excused: Abrams, Brand, Lund, Stobie.

Total 4

Absent or not voting: None.

Total 0

Representatives Conroy, Curtiss, Ernst, and Moore and the Committee on Fish and Game excused at this time.

That HB 118 do pass by the following vote:

Ayes: Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bertelsen, Briggs, Brown, Conn, Donaldson, Ellerd, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nordtvedt, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Roth, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 65

Noes: Cozzens, O'Hara.

Total 2

Excused: Abrams, Bennett, Brand, Burnett, Conroy, Curtiss, Daily, Devlin, Dussault, Ellison, Ernst, Feda, Hart, Jacobsen, Jensen, Kessler, Lund, Manuel, Moore, Mueller, Nilson, Phillips, Robbins, Roush, Ryan, Stobie, Underdal.

Total 27

Absent or not voting: Asay, Bergene, Dozier, Eudaily, Smith, Switzer.

Total 6

Representatives Donaldson and McLane excused at this time.

Representative Fagg in the Chair.

That HB 176 do pass by the following vote:

Ayes: Anderson, Andreason, Azzara, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Dozier, Ellerd, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Marks, Matsko, McBride, Menahan, Meyer, Neuman, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Roth, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 64

Noes: Asay, Bardanouve, Harper, Switzer.

Total 4

Excused: Abrams, Bennett, Brand, Burnett, Conroy, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Feda, Hart, Jacobsen, Jensen,



Kessler, Lund, Manuel, McLane, Moore, Mueller, Nilson, Phillips, Robbins, Roush, Ryan, Stobie, Underdal.

Total 29

Absent or not voting: Metcalf, Nordtvedt, Smith.

Total 3

That HB 202 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Bengtson, Bergene, Bertelsen, Briggs, Conn, Cozzens, Ellerd, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Marks, Matsko, Metcalf, Meyer, Neuman, Nordtvedt, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 59

Noes: Azzara, Bardanouve, Brown, Dozier, Harper, Kemmis, McBride, Oberg, Shelden, Waldron.

Total 10

Excused: Abrams, Bennett, Brand, Burnett, Conroy, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Feda, Hart, Jacobsen, Jensen, Kessler, Lund, Manuel, McLane, Moore, Mueller, Nilson, Phillips, Robbins, Roush, Ryan, Stobie, Underdal.

Total 29

Absent or not voting: Menahan, Roth.

Total 2

That HB 203 do pass. Representative Marks made a substitute motion that consideration on HB 203 be passed for the day. Motion carried.

Representative Sivertsen in the Chair.

Representatives Bengtson and Thoft excused at this time.

That HB 207 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Dozier, Ellerd, Eudaily, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Marks, Matsko, McBride, Menahan, Meyer, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Roth, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 67

Noes: Metcalf.

Total 1

Paired: Conroy, Aye; Metcalf, No.

Excused: Abrams, Bengtson, Bennett, Brand, Burnett, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Feda, Hart, Jacobsen, Jensen, Kessler, Lund, Manuel, McLane, Moore, Mueller, Nilson, Phillips, Robbins, Roush, Ryan, Stobie, Thoft, Underdal.

Total 30

Absent or not voting: Fabrega, Hurwitz.

Total 2

That HB 308 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Dozier, Ellerd, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Roth, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 69

Noes: None.

Total 0

Excused: Abrams, Bengtson, Bennett, Brand, Burnett, Conroy, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Feda, Hart, Jacobsen, Jensen, Kessler, Lund, Manuel, McLane, Moore, Mueller, Nilson, Phillips, Robbins, Roush, Ryan, Stobie, Thoft, Underdal.

Total 31

Absent or not voting: None.

Total 0

That the Committee rise and report. (Sivertsen, Chairman). Report adopted. (62-5)

### MOTIONS

Representative Sivertsen moved that HB 202 be taken from engrossing and placed on Second Reading on the 19th legislative day. Motion carried unanimously.

Representatives Bengtson, Moore, Conroy, Ernst, Roush, and Thoft present at this time.

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 54 was passed by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hannah, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Manning, McBride, Menahan, Metcalf, Meyer, Moore, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Quilici, Roth, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 66

Noes: Gould, Hanson, Harp, Matsko, Pistoria, Teague.

Total 6

Excused: Abrams, Bennett, Brand, Burnett, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Feda, Hart, Jacobsen, Jensen, Kessler, Lund, Manuel, McLane, Mueller, Nilson, Phillips, Robbins, Ryan, Stobie, Underdal.

Total 25

Absent or not voting: Lory, Sales, Wallin.

Total 3

Representative Donaldson present at this time.

House Bill No. 59 was passed by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Kitselman, Kropp, Lory, Manning, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 71

Noes: Dozier, Huennekens, Teague.

Total 3

Excused: Abrams, Bennett, Brand, Burnett, Curtiss, Daily, Devlin, Dussault, Ellison, Feda, Hart, Jacobsen, Jensen, Kessler, Lund, Manuel, McLane, Mueller, Nilson, Phillips, Robbins, Ryan, Stobie, Underdal.

Total 24

Absent or not voting: Keyser, Wallin.

Total 2

House Bill No. 76 was passed by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Briggs, Conn, Conroy, Cozzens, Donaldson, Ernst, Eudaily, Fabrega, Fagg, Hanson, Harper, Harrington, Huennekens, Hurwitz, Kanduch, Keedy, Kemmis, Kennerly, Kitselman, Lory, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Neuman, Nordtvedt, Pavlovich, Quilici, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 53

Noes: Bengtson, Brand, Brown, Dozier, Ellerd, Gould, Hannah, Harp, Hemstad, Holliday, Iverson, Keyser, Kropp, Manning, Oberg, O'Connell, O'Hara, Pistoria, Roth, Smith, Teague, Thoft, Vinger, Winslow.

Total 24

Paired: Harper, Aye; Brand, No.

Excused: Abrams, Bennett, Burnett, Curtiss, Daily, Devlin, Dussault, Ellison, Feda, Hart, Jacobsen, Jensen, Kessler, Lund, Manuel, McLane, Mueller, Nilson, Phillips, Robbins, Ryan, Stobie, Underdal.

Total 23

Absent or not voting: None.

Total 0

House Bill No. 102 was passed by the following vote:

Ayes: Anderson, Azzara, Bardanouve, Bengtson, Bertelsen, Briggs, Brown, Conn, Donaldson, Dozier, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harrington, Hemstad, Holliday, Huennekens, Kanduch, Kemmis, Kennerly, Keyser, Lory, Manning, Matsko, McBride, Menahan, Metcalf,



Meyer, Moore, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 57

Noes: Andreason, Asay, Bergene, Conroy, Cozzens, Ellerd, Hannah, Harper, Hurwitz, Iverson, Keedy, Kitselman, Kropp, Roth, Spilker, Switzer, Vinger, Winslow.

Total 18

Excused: Abrams, Bennett, Brand, Burnett, Curtiss, Daily, Devlin, Dussault, Ellison, Feda, Hart, Jacobsen, Jensen, Kessler, Lund, Manuel, McLane, Mueller, Nilson, Phillips, Robbins, Ryan, Stobie, Underdal.

Total 24

Absent or not voting: Smith.

Total 1

House Bill No. 112 was passed by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 75

Noes: None.

Total 0

Excused: Abrams, Bennett, Brand, Burnett, Curtiss, Daily, Devlin, Dussault, Ellison, Feda, Hart, Jacobsen, Jensen, Kessler, Lund, Manuel, McLane, Mueller, Nilson, Phillips, Robbins, Ryan, Stobie, Underdal.

Total 24

Absent or not voting: Zabrocki.

Total 1

House Bill No. 140 was passed by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 76

Noes: None.

Total 0

Excused: Abrams, Bennett, Brand, Burnett, Curtiss, Daily, Devlin, Dussault, Ellison, Feda, Hart, Jacobsen, Jensen, Kessler, Lund, Manuel, McLane, Mueller, Nilson, Phillips, Robbins, Ryan, Stobie, Underdal.

Total 24

Absent or not voting: None.

Total 0

House Bill No. 141 was passed by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 75

Noes: None.

Total 0

Excused: Abrams, Bennett, Brand, Burnett, Curtiss, Daily, Devlin, Dussault, Ellison, Feda, Hart, Jacobsen, Jensen, Kessler, Lund, Manuel, McLane, Mueller, Nilson, Phillips, Robbins, Ryan, Stobie, Underdal.

Total 24

Absent or not voting: Vinger.

Total 1

House Bill No. 154 was passed by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 76

Noes: None.

Total 0

Excused: Abrams, Bennett, Brand, Burnett, Curtiss, Daily, Devlin, Dussault, Ellison, Feda, Hart, Jacobsen, Jensen, Kessler, Lund, Manuel, McLane, Mueller, Nilson, Phillips, Robbins, Ryan, Stobie, Underdal.

Total 24

Absent or not voting: None.

Total 0

House Bill No. 162 was passed by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lory, Manning, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Neuman,

Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Roth, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 73

Noes: Sales, Mr. Speaker.

Total 2

Excused: Abrams, Bennett, Brand, Burnett, Curtiss, Daily, Devlin, Dussault, Ellison, Feda, Hart, Jacobsen, Jensen, Kessler, Lund, Manuel, McLane, Mueller, Nilson, Phillips, Robbins, Ryan, Stobie, Underdal.

Total 24

Absent or not voting: Kropp.

Total 1

House Bill No. 199 was passed by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 74

Noes: Dozier, Teague.

Total 2

Excused: Abrams, Bennett, Brand, Burnett, Curtiss, Daily, Devlin, Dussault, Ellison, Feda, Hart, Jacobsen, Jensen, Kessler, Lund, Manuel, McLane, Mueller, Nilson, Phillips, Robbins, Ryan, Stobie, Underdal.

Total 24

Absent or not voting: None.

Total 0

House Joint Resolution No. 7 was passed by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 75

Noes: Brand, Waldron.

Total 2

Paired: Nordtvedt, Aye; Brand, No.

Excused: Abrams, Bennett, Burnett, Curtiss, Daily, Devlin, Dussault, Ellison, Feda, Hart, Jacobsen, Jensen, Kessler, Lund, Manuel, McLane, Mueller, Nilson, Phillips, Robbins, Ryan, Stobie, Underdal.



Total 23

Absent or not voting: None.

Total 0

House Joint Resolution No. 8 was passed by the following vote:

Ayes: Anderson, Andreason, Azzara, Bardanouve, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Iverson, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Lory, Manning, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Roth, Roush, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 65

Noes: Asay, Bengtson, Conroy, Hurwitz, Keedy, Kropp, Sales, Schultz, Seifert, Smith, Vinger.

Total 11

Excused: Abrams, Bennett, Brand, Burnett, Curtiss, Daily, Devlin, Dussault, Ellison, Feda, Hart, Jacobsen, Jensen, Kessler, Lund, Manuel, McLane, Mueller, Nilson, Phillips, Robbins, Ryan, Stobie, Underdal.

Total 24

Absent or not voting: None.

Total 0

Representative Fagg moved that the House adjourn until 3:00 p.m., January 26, 1981.

Motion carried.

House adjourned at 1:40 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk



## NINETEENTH LEGISLATIVE DAY

Helena, Montana  
January 26, 1981

House Chambers  
Capitol Building

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Keedy, Ryan, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Eighteenth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman):

1/26/81

Correctly printed - HB 16, HB 28, HB 51, HB 95, HB 150, HB 205, HB 255, HJR 6.

Correctly engrossed - HB 10, HB 23, HB 118, HB 176.

Considered correctly engrossed - HB 207, HB 306, HB 308, HB 309.

Correctly enrolled - HB 114, HR 1.

Examined by the sponsor (Fagg) and found to be correct - HR 1.

Examined by the sponsor (Moore) and found to be correct - HB 114.

Signed by the Speaker at 3:00 p.m., 1/26/81 - HR 1.

Signed by the Speaker at 3:50 p.m., 1/26/81 - HB 114.

Delivered to the Governor for his approval at 4:35 p.m., 1/26/81 - HB 114.

EDUCATION AND CULTURAL RESOURCES (Eudaily, Chairman):

1/23/81

HB 170, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanoue, Bennett, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Bengtson, Brand, Hemstad, Huennekens, Manning, Meyer, Oberg, Pistoria, Teague.

Total 9

Excused: Keedy, Ryan.

Total 2

Absent or not voting: Bergene, Burnett, O'Connell.

Total 3

JUDICIARY (Keyser, Chairman):

1/23/81



HB 159, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Conn, Conroy, Cozzens, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 74

Noes: Brand, Brown, Burnett, Curtiss, Daily, Dozier, Dussault, Ellerd, Harrington, Kanduch, Manning, McLane, Menahan, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Sales, Stobie, Teague, Vincent, Waldron.

Total 24

Excused: Keedy, Ryan.

Total 2

Absent or not voting: None.

Total 0

LOCAL GOVERNMENT (Bertelsen, Chairman):

1/22/81

HB 184, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harp, Harper, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Phillips, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 71

Noes: Andreason, Bengtson, Bennett, Brand, Brown, Daily, Donaldson, Dozier, Gould, Harrington, Hart, Hemstad, Holliday, Kanduch, Manning, Matsko, McBride, Menahan, Nilson, O'Connell, Pavlovich, Pistoria, Quilici, Teague, Thoft, Vincent, Waldron.

Total 27

Excused: Keedy, Ryan.

Total 2

Absent or not voting: None.

Total 0

JUDICIARY (Keyser, Chairman):

1/26/81

HB 216, do pass. Report adopted.

STATE ADMINISTRATION (Fedra, Chairman):

1/26/81

HB 197, do pass. Report adopted.

HB 201, introduced bill, be amended as follows:

1. Page 2, line 10.  
Following: "within"  
Strike: "2"  
Insert: "3"

And, as amended, do pass. Report adopted.

Committee adopted the following Statement of Intent:

**STATEMENT OF INTENT  
HOUSE BILL 201**

The Realty Transfer Act requires the sale price of certain real estate to be reported to the state Department of Revenue. The purpose of the act is to allow the Department of Revenue to check the accuracy of appraisals of real estate by its employees and agents. This bill will require the Department to publish a sales-ratio study to inform the public of the accuracy of appraisals. The form of the report will be determined by the Department. The bill also requires that the Department furnish information from the Realty Transfer Act to individual taxpayers who wish to appeal the appraisal of their property. This information will consist of the appraised value and sales price of property comparable to the property under appeal. This information shall be presented to the taxpayer in a form designated by the Department and may be used as evidence by either the taxpayer or the Department in a tax appeal procedure.

HB 263, do pass. Report adopted.

HB 264, do pass. Report adopted.

HB 290, introduced bill, be amended as follows:

1. Title, lines 5 and 6.  
Following: "\$400"  
Strike: "AND" through "SPOUSES" on line 6
2. Page 3, line 9.  
Following: "~~unmarried,~~"  
Insert: ", as long as such spouse remains unmarried,"
3. Page 3, line 15.  
Following: "~~of~~"  
Insert: "one-half of"
4. Page 3, line 17.  
Following: "~~year~~"  
Insert: ", provided, however, a person is not eligible for these payments if such spouse's taxable income is \$6,800 or more per year"

And, as amended, do pass. Report adopted.

**MESSAGES FROM THE OTHER HOUSE**

Senate Bills passed and transmitted to the House for concurrence: 1/24/81

Senate Bill No. 67, introduced by Johnson, S. Brown

Senate Bill No. 79, introduced by Dover

Senate Bill No. 87, introduced by Galt, Hazelbaker, et al.

Senate Bill No. 89, introduced by Manley, Norman, et al.

Senate Bills passed as amended and transmitted to the House for concurrence: 1/24/81

Senate Bill No. 58, introduced by Van Valkenburg

Senate Bill No. 66, introduced by Hazelbaker

Senate Bill No. 83, introduced by Mazurek

Senate Bill No. 105, introduced by Galt, Dover, et al.

House Bill concurred in and returned to the House:

1/24/81

House Bill No. 32, introduced by Marks

### MOTIONS

Representative Quilici moved that the rules be temporarily suspended to allow him to introduce a bill late. Motion carried unanimously.

Representative Keedy present at this time.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 477, introduced by Andreason, Ellison. Referred to Committee on Fish and Game.

HB 478, introduced by Spilker, Healy, Metcalf, (By Request of the Capitol Building and Planning Committee). Referred to Committee on Appropriations.

HB 479, introduced by Donaldson, S. Brown. Referred to Committee on Natural Resources.

HB 480, introduced by Matsko, Keyser, Schultz, Devlin, Hemstad, J. O'Hara, Nilson, Goodover, Briggs, Keedy, Moore. Referred to Committee on Judiciary.

HB 481, introduced by Nordtvedt. Referred to Committee on State Administration.

HB 482, introduced by Bardanoue, (By Request of the Department of Administration). Referred to Committee on State Administration.

HB 483, introduced by Waldron. Referred to Committee on Taxation.

HB 484, introduced by Nordtvedt, Azzara. Referred to Committee on State Administration.

HB 485, introduced by Hemstad, Meyer. Referred to Committee on Business and Industry.

HB 486, introduced by Harrington, Daily, Dussault, Dozier, Williams, Pavlovich, Azzara, Quilici, Shelden, McBride, D. Brown, Menahan, Kemmis, Hager, Roush, Bengtson, Waldron, Hart, Metcalf, Zabrocki, Huennekens. Referred to Committee on State Administration.

HB 487, introduced by Quilici, Pavlovich, D. Brown, Kanduch. Referred to Committee on Business and Industry.

HB 488, introduced by Jacobsen, Manuel. Referred to Committee on Agriculture, Livestock and Irrigation.

HB 489, introduced by Jacobsen. Referred to Committee on Taxation.

HB 490, introduced by Jacobsen, Sivertsen, Devlin, Roush, Ellison, C. Smith, Conroy, Robbins, Schultz, Shontz, Asay, Bengtson, Holliday. Referred to Committee on Taxation.

HB 491, introduced by Vinger, Feda. Referred to Committee on Appropriations.

HB 492, introduced by Meyer, Fabrega, Hemstad. Referred to Committee on Business and Industry.

HB 493, introduced by Teague, Conroy, O'Connell, Pistoria, Oberg, Robbins, Manuel, Dozier, Nilson, Holliday, R. Manning, Pavlovich,



- Roush, Gould, Iverson, Harrington, D. Brown, Quilici, Bennett, Menahan. Referred to Committee on Business and Industry.
- HB 494, introduced by Curtiss, Asay. Referred to Select Committee on Water.
- HB 495, introduced by Bergene, Hammond, Seifert, Conn, Fabrega, Meyer, Sales, Ellerd, Harp, Huennekens, Kropp, Thoft, Phillips, Matsko, Hemstad, Gould. Referred to Committee on Judiciary.
- HB 496, introduced by Moore, Seifert, Curtiss, Keyser, Hurwitz, Hemstad, Matsko, Phillips, Schultz, Briggs, Roth, Spilker, Ellerd, Sales, Iverson, Fabrega, Hannah, Winslow, D. O'Hara, Ellison, Cozzens, Ernst, Wallin. Referred to Committee on State Administration.
- HJR 16, introduced by Devlin, Thoft, C. Smith, Conroy, Ryan, Kropp, Keyser, Zabrocki, Matsko, Briggs, Ernst, Roth, Stobie, Schultz, Iverson, Curtiss, Spilker, Switzer, Robbins, Sales, Asay, Teague, Daily, Quilici, Huennekens, Hart, Manuel, Holliday, Bengtson, Wallin, Ellerd. Referred to Committee on Rules.
- HJR 17, introduced by Ellerd, Conroy, Sivertsen, Sales. Referred to Committee on Rules.
- HJR 18, introduced by Seifert, Conroy, R. Anderson, Conn, Harp, Healy, Lee, Bennett, Huennekens, Quilici, Eudaily, Iverson, Curtiss, S. Brown, B. Brown, Blaylock, Vinger, Lory. Referred to Committee on Rules.

The following Senate bills were introduced, read first time and referred to committees:

- SB 58, introduced by Van Valkenburg, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Human Services.
- SB 66, introduced by Hazelbaker, (By Request of the Department of Revenue). Referred to Committee on Business and Industry.
- SB 67, introduced by Johnson, S. Brown. Referred to Committee on Education and Cultural Resources.
- SB 79, introduced by Dover. Referred to Committee on Highways and Transportation.
- SB 83, introduced by Mazurek. Referred to Committee on Judiciary.
- SB 87, introduced by Galt, Hazelbaker, Tveit, Hafferman, Manley, McCallum, Kolstad, Lee, B. Brown, M. Anderson, S. Brown, Blaylock, P. Ryan. Referred to Committee on Judiciary.
- SB 89, introduced by Manley, Norman, Halligan, McCallum, Johnson. Referred to Committee on Judiciary.
- SB 105, introduced by Galt, Dover, Johnson, Hafferman. Referred to Committee on Judiciary.

### **SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Harper in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative McLane moved that HB 7, second reading copy, be amended as follows:

1. Page 3.

Following: line 3

Insert: "Nothing in this act shall be construed to authorize a physician's assistant to perform those functions and duties specifically delegated by law to a person licensed as an optometrist as defined under Title 37, chapter 10."

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bertelsen, Brand, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Bardanouve, Bergene, Conn, Dozier, Huennekens, Kemmis, Keyser, Nilson, Nordtvedt, Teague.

Total 10

Excused: Ryan.

Total 1

Absent or not voting: Bennett, Kropp, Moore.

Total 3

Representative Fagg moved that HB 7 be passed to the bottom of the board. Motion carried.

Representative Ellison moved that HB 100, second reading copy, be amended as follows:

1. Title, line 10.

Following: "85-1-210"

Strike: "AND"

Insert: " , "

Following: "85-1-211,"

Insert: "AND 85-6-109,"

2. Page 4.

Following: line 6

Insert: "Section 3. Section 85-6-109, MCA, is amended to read:"

Subsections (1) through (4) remain unchanged. Subsection (5) is changed as follows:

"(5) Whenever the department proposes to abandon, sell, or otherwise dispose of a project which involves ~~an~~ a water users' association, the department shall notify the association. If, within 30 days of receipt of the notice of abandonment, sale or other disposal, stockholders of the association representing 15% or more of the issued and outstanding stock of the association file a petition of protest with the department, the project may not be abandoned, sold, or otherwise disposed of without the consent of the legislature."

Renumber: subsequent section

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Harp, Menahan.

Total 2

Excused: Ryan.

Total 1

Absent or not voting: Bertelsen, Burnett, Lund, Oberg, O'Hara.

Total 5

And HB 100, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: Curtiss.

Total 1

Excused: Ryan.

Total 1

Absent or not voting: Burnett, McLane, Menahan, Oberg.

Total 4

Representative Kemmis moved that the following Statement of Intent be attached to HB 107:

#### STATEMENT OF INTENT HOUSE BILL 107

A Statement of Intent is required for this bill because it grants rulemaking authority to the Department of Livestock.

Under the present law, the Department of Livestock may adopt rules for the inspection, testing, and treatment of certain diseases in livestock. The diseases in question can sometimes affect animals which are not normally categorized as livestock and can spread from those animals to livestock. The intent of this legislation is to allow the Department to adopt rules for the inspection, testing, and treatment of these other animals to prevent spreading of the disease.



Statement of Intent adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Ryan.

Total 1

Absent or not voting: Burnett, Hemstad, Marks, Stobie, Yardley.

Total 5

And HB 107, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Stobie, Vinger.

Total 2

Excused: Ryan.

Total 1

Absent or not voting: Bertelsen, Burnett, Hemstad, Marks.

Total 4

That HB 135 do pass by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Dozier, Dussault, Eudaily, Fabrega, Feda, Hannah, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Schultz, Shelden, Shontz, Spilker, Stobie, Teague, Vincent, Vinger, Waldron, Winslow, Yardley, Zabrocki.

Total 70

Noes: Anderson, Bardanouve, Burnett, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fagg, Gould, Hanson, Hurwitz, Kropp, Lund, Marks, Moore, Neuman, Nordtvedt, Roth, Sales, Seifert, Sivertsen, Smith, Switzer, Thoft, Underdal, Wallin, Williams.

Total 29

Excused: Ryan.

Total 1

Absent or not voting: None.

Total 0

Representative Kessler moved that consideration on HB 174 be passed until the 21st legislative day. Motion carried.

Representative Sivertsen moved that HB 202 be passed to the bottom of the board. Motion carried.

That HB 203 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 59

Noes: Abrams, Azzara, Bardanouve, Bengtson, Brand, Brown, Daily, Dozier, Dussault, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 41

Paired: Ryan, Aye; Vincent, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

That HB 209 do pass by the following vote:

Ayes: Anderson, Andreason, Bardanouve, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Donaldson, Ellerd, Ellison, Eudaily, Fabrega, Gould, Hannah, Hanson, Hurwitz, Iverson, Keedy, Keyser, Lory, Marks, Matsko, McLane, Meyer, Moore, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Sales, Schultz, Sivertsen, Smith, Spilker, Teague, Thoft, Vinger, Williams, Winslow, Yardley, Zabrocki.

Total 50

Noes: Abrams, Asay, Azzara, Bertelsen, Cozzens, Devlin, Dozier, Dussault, Ernst, Fagg, Fedra, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lund, Manning, Manuel, McBride, Menahan, Metcalf, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Quilici, Roush, Seifert, Shelden, Shontz, Stobie, Switzer, Underdal, Vincent, Waldron, Wallin.

Total 47

Excused: Ryan.

Total 1

Absent or not voting: Daily, Jacobsen.

Total 2

That HB 212 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 86

Noes: Dussault, Harrington, Jacobsen, Lund, Menahan.

Total 5

Excused: Ryan.

Total 1

Absent or not voting: Azzara, Devlin, Ellison, Harp, Marks, Robbins, Vinger, Winslow.

Total 8

That HB 213 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: Brown, Dozier, Dussault, Harrington, Jacobsen, McBride, Menahan, Pavlovich.

Total 8

Excused: Ryan.

Total 1

Absent or not voting: Devlin, Harp, Vinger.

Total 3

That HB 214 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Bengtson, Bergene, Briggs, Burnett, Conn, Conroy, Curtiss, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fed, Gould, Hannah, Hurwitz, Iverson, Keedy, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McLane, Meyer, Moore, Nordtvedt, O'Hara, Phillips, Pistoria, Robbins, Roth, Sales, Schultz,



Seifert, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Williams, Winslow, Zabrocki.

Total 51

Noes: Abrams, Azzara, Bardanouve, Bennett, Bertelsen, Brand, Brown, Cozzens, Daily, Devlin, Dozier, Dussault, Fagg, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Lund, McBride, Menahan, Metcalf, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Quilici, Roush, Shelden, Shontz, Stobie, Underdal, Vincent, Waldron, Wallin, Yardley.

Total 47

Excused: Ryan.

Total 1

Absent or not voting: Vinger.

Total 1

Representative Winslow moved that HB 231, second reading copy, be amended as follows:

1. Page 2, line 7.

Following: "registration"

Insert: "and must be returned to the administrator no later than 15 days after it is signed by the registrant."

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roush, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Ryan.

Total 1

Absent or not voting: Bertelsen, Brand, Donaldson, Feda, Harrington, Quilici, Roth, Seifert.

Total 8

And HB 231, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Robbins, Roush, Sales, Schultz, Shelden, Shontz,

Sivertsen, Smith, Stobie, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Asay, Conroy, Nordtvedt, Pistoria, Seifert, Spilker, Thoft, Vinger.

Total 8

Excused: Ryan.

Total 1

Absent or not voting: Brand, Feda, Harrington, Hurwitz, Quilici, Roth.

Total 6

That HB 233 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Holliday, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow.

Total 74

Noes: Brand, Daily, Dozier, Dussault, Harper, Harrington, Hart, Huennekens, Jacobsen, Kemmis, Manning, McBride, Menahan, Metcalf, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Shelden, Teague, Waldron, Yardley, Zabrocki.

Total 24

Excused: Ryan.

Total 1

Absent or not voting: Hemstad.

Total 1

That the Committee rise and report. (Harper, Chairman). Report adopted. (81-16)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 10 was passed by the following vote:

Ayes: Anderson, Andreason, Asay, Bengtson, Bennett, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McLane, Meyer, Moore, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Sales, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 68

Noes: Abrams, Azzara, Bardanouve, Bergene, Bertelsen, Brown, Dozier, Dussault, Fagg, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kemmis, Kessler, McBride, Menahan, Metcalf, Mueller, Neuman, Nordtvedt, Oberg, Quilici, Shelden, Teague, Waldron, Yardley.

Total 29

Excused: Ryan.

Total 1

Absent or not voting: Lund, Schultz.

Total 2

House Bill No. 23 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Ryan.

Total 1

Absent or not voting: Lund.

Total 1

House Bill No. 118 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Ryan.

Total 1

Absent or not voting: Lund.

Total 1

House Bill No. 176 was passed by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy,



Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Andreason, Asay, Curtiss, Harper, Jensen, Switzer.

Total 6

Excused: Ryan.

Total 1

Absent or not voting: Metcalf.

Total 1

House Bill No. 207 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Lund.

Total 1

Excused: Ryan.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 308 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Ryan.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 167 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Ryan.

Total 1

Absent or not voting: None.

Total 0

### MOTIONS

Representative Menahan moved that the rules be temporarily suspended to allow him to introduce a bill late that had gotten buried on his desk. He promised that if the membership approved, he would behave himself for a week. Motion carried.

Representative Moore moved that the membership get Representative Menahan's promise in writing.

Representative Fagg moved that the House adjourn until 3:00 p.m., January 27, 1981.

Motion carried.

House adjourned at 6:35 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk





## TWENTIETH LEGISLATIVE DAY

Helena, Montana  
January 27, 1981

House Chambers  
Capitol Building

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Manning, Ryan, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Nineteenth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### SPECIAL ORDERS OF THE DAY

The members of the House were entertained by the Senior Singers from the Helena Chapter of the R.S.V.P.

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 1/27/81  
Correctly printed - HB 197, HB 201, HB 216, HB 263, HB 264, HB 290.  
Correctly engrossed - HB 100, HB 107, HB 135, HB 231.  
Considered correctly engrossed - HB 203, HB 209, HB 212, HB 213, HB 214, HB 233.  
Correctly enrolled - HB 32.  
Examined by the sponsor (Marks) and found to be correct - HB 32.  
Signed by the Speaker at 2:15 p.m., 1/27/81 - HB 32.  
Delivered to the Governor for his approval at 4:30 p.m., 1/27/81 - HB 32.

BUSINESS AND INDUSTRY (Fabrega, Chairman): 1/26/81  
HB 235, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 79

Noes: Abrams, Brand, Brown, Burnett, Curtiss, Gould, Huennekens, Jensen, McLane, Oberg, O'Connell, Pistoria, Robbins, Roth, Roush, Stobie, Switzer.  
Total 17

Excused: Manning, Ryan.  
Total 2

Absent or not voting: Conroy, Thoft.

Total 2

HB 281, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Bengtson, Brand, Brown, Burnett, Curtiss, Dussault, Harrington, McLane, Oberg, Quilici, Roth, Roush, Vincent.

Total 13

Excused: Manning, Ryan.

Total 2

Absent or not voting: Lory.

Total 1

JUDICIARY (Keyser, Chairman):

1/26/81

HB 294, do not pass. Representative Keyser moved the adoption of the Adverse Committee Report. Representative Pistoria made a substitute motion that the Adverse Committee Report be rejected and that the bill be placed on Second Reading. Motion failed by the following vote:

Ayes: Abrams, Azzara, Brand, Brown, Conroy, Curtiss, Daily, Dozier, Dussault, Ellison, Gould, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Manuel, Matsko, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roth, Shelden, Shontz, Teague, Vinger, Waldron, Williams, Zabrocki.

Total 43

Noes: Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Conn, Cozzens, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Hurwitz, Iverson, Jensen, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roush, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Wallin, Winslow, Yardley, Mr. Speaker.

Total 52

Excused: Manning, Ryan.

Total 2

Absent or not voting: Anderson, Bardanouve, Burnett.

Total 3

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Devlin,

Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Roth, Roush, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 65

Noes: Anderson, Azzara, Brand, Brown, Curtiss, Daily, Dozier, Dussault, Harper, Harrington, Hart, Hemstad, Jacobsen, Kanduch, Keedy, Kemmis, Manuel, Matsko, McBride, Menahan, Metcalf, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Robbins, Shontz, Teague, Vinger, Waldron, Williams.

Total 32

Excused: Manning, Ryan.

Total 2

Absent or not voting: Quilici.

Total 1

STATE ADMINISTRATION (Feda, Chairman):

1/26/81

HJR 12, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Sales, Smith, Spilker, Stobie.

Total 4

Excused: Manning, Ryan.

Total 2

Absent or not voting: None.

Total 0

AGRICULTURE, LIVESTOCK AND IRRIGATION (Smith, Chairman):

1/26/81

Consent Calendar

Bill unanimously passed and unanimously placed on consent calendar:

HB 265, do pass. Report adopted.

JUDICIARY (Keyser, Chairman):

1/27/81

HB 248, do pass. Report adopted.

TAXATION (Nordtvedt, Chairman):

1/27/81

HB 36, introduced bill, be amended as follows:



1. Title, line 8.  
Following: "PUBLIC"  
Strike: "ENTITY"  
Insert: "AGENCY"
2. Page 1, line 19.  
Following: "public"  
Strike: "entity"  
Insert: "agency"
3. Page 1, line 21.  
Following: "facilities"  
Insert: "(not including rural electric cooperatives)"
4. Page 4, line 6.  
Following: "public"  
Strike: "entity"  
Insert: "agency"
5. Page 4, line 8.  
Following: "facilities"  
Insert: "(not including rural electric cooperatives)"
6. Page 5, line 13.  
Following: "public"  
Strike: "entity"  
Insert: "agency"
7. Page 5, line 15.  
Following: "facilities"  
Insert: "(not including rural electric cooperatives)"

And, as amended, do pass. Report adopted.

HB 121, introduced bill, be amended as follows:

1. Title, line 8.  
Following: "90-6-202,"  
Insert: "90-6-205,"
2. Page 3, line 23.  
Following: line 23  
Insert: "Section 3. Section 90-6-205, MCA, is amended to read:

"90-6-205. Coal board — general powers. The board may:

- (1) retain professional consultants and advisors;
- (2) adopt rules governing its proceedings;
- (3) consider applications for grants from the local impact and ~~education trust fund~~ account; and
- (4) award grants, subject to 90-6-207, ~~not to exceed in any one year seven-elevenths and after June 30, 1979, seven-fifteenths of the revenue paid into the local impact and education trust fund account,~~ to local governmental units and state agencies to assist local governmental units in meeting the local impact of coal development by enabling them to adequately provide governmental services and facilities which are needed as a direct consequence of coal development. As used in the preceding sentence, "revenue paid" does not include interest income from the account reinvested in the account in trust for the public schools and the university system."

Renumber: subsequent sections

3. Page 5, line 22.  
Following: "exceed"  
Strike: "\$20"  
Insert: "\$10"

4. Page 5, line 23.  
Following: "of"  
Strike: "\$20"  
Insert: "\$10"

And, as amended, do pass. Report adopted.

### MESSAGES FROM THE GOVERNOR

Rep. Robert L. Marks  
Speaker of the House

January 27, 1981

Re: Renewable Resource Development

Dear Mr. Speaker:

Section 90-2-111(3), MCA, requires as follows:

"The governor shall submit those grant proposals having his approval to the legislature by the 20th day of any legislative session. Those grant proposals approved by the legislature shall be administered by the department [of Natural Resources and Conservation]."

Pursuant to Section 90-2-111(3), MCA, I hereby submit to the legislature my recommendations for the Renewable Resource Development program as prepared by the Department of Natural Resources and Conservation as attached hereto.

Sincerely,

TED SCHWINDEN  
Governor

### MESSAGES FROM THE OTHER HOUSE

Senate Bills passed and transmitted to the House for concurrence: 1/26/81

Senate Bill No. 63, introduced by Mazurek

Senate Bill No. 113, introduced by S. Brown, Mazurek

Senate Bill No. 142, introduced by Blaylock, Stephens

Senate Bills and Senate Joint Resolution passed as amended and transmitted to the House for concurrence: 1/26/81

Senate Bill No. 34, introduced by S. Brown

Senate Bill No. 60, introduced by Elliott

Senate Bill No. 111, introduced by Stimatz

Senate Joint Resolution No. 2, introduced by Van Valkenburg

### MOTIONS

Representative Keedy moved that the rules be temporarily suspended to allow him to introduce a bill late. Motion carried.

Representative Sivertsen moved that the rules be temporarily suspended to allow him to introduce a bill late. Motion carried.

Representative Fagg moved that SB 87 and SB 105 be taken from the Committee on Judiciary and rereferred to the Committee on State Administration. Motion carried.

### **FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS**

The following House bills were introduced, read first time and referred to committees:

HB 497, introduced by Oberg, Holliday, Galt, Sivertsen, E. Smith.

Referred to Committee on Appropriations.

HB 498, introduced by Oberg. Referred to Committee on Local Government.

HB 499, introduced by Oberg. Referred to Committee on Taxation.

HB 501, introduced by Conn. Referred to Committee on State Administration.

HB 502, introduced by R. Anderson, Harp, Burnett, Jacobsen, Neuman. Referred to Committee on State Administration.

HB 503, introduced by Moore. Referred to Committee on State Administration.

HB 504, introduced by Moore. Referred to Committee on State Administration.

HB 505, introduced by Moore, Marks. Referred to Committee on State Administration.

HB 506, introduced by Bertelsen, Dussault, Bennett, Asay, (By Request of the Environmental Quality Council). Referred to Committee on Highways and Transportation.

HB 507, introduced by Azzara, Bergene, Kemmis, Eudaily. Referred to Committee on Local Government.

HB 508, introduced by Yardley, (By Request of the Department of Highways). Referred to Committee on Local Government.

HB 509, introduced by Quilici, Dussault, Vincent, Pavlovich, D. Brown, McBride, Kessler, Teague, Shelden, Fabrega, Harrington, Daily, Kemmis, Meyer. Referred to Committee on Natural Resources.

HB 510, introduced by Lory, Conroy, Seifert, (By Request of the Department of Administration). Referred to Committee on Business and Industry.

HB 511, introduced by Menahan. Referred to Committee on Taxation.

HB 512, introduced by Shontz, Huennekens. Referred to Committee on Taxation.

HB 513, introduced by Menahan, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Human Services.

HB 514, introduced by Dussault, Ryan, Regan, Halligan, M. Anderson, Burnett, Waldron. Referred to Committee on Business and Industry.

HB 515, introduced by R. Manning, Brand, Dozier, Waldron, Vincent, Daily, Menahan, O'Connell, Pistoria, Pavlovich, Kessler, Huennekens, Zabrocki, Kemmis, Fabrega, Shelden, Meyer, McBride, Teague. Referred to Committee on Business and Industry.

HB 516, introduced by Nordtvedt, Wallin, Vincent, Waldron, Azzara, Metcalf, Marks, Spilker. Referred to Committee on Local Government.

HB 517, introduced by Bardanouve, (By Request of the Department of Institutions). Referred to Committee on Human Services.

HB 518, introduced by Bardanouve, (By Request of the Department of Institutions). Referred to Committee on Judiciary.



HB 519, introduced by Bardanouve, (By Request of the Legislative Audit Committee). Referred to Committee on State Administration.

HB 520, introduced by Bardanouve, (By Request of the Public Employees' Retirement Board). Referred to Committee on State Administration.

HB 521, introduced by Menahan. Referred to Committee on Taxation.

HB 522, introduced by Stobie, Underdal, Ellison, Iverson, Andreason, Marks, Conn, Kanduch, Burnett, Keyser, Bennett, Kropp, Ellerd, Hurwitz, Sivertsen, McLane, Asay, Conroy, Devlin, Hemstad, Vinger, Fedas, Schultz, R. Anderson, Manuel, Jacobsen, Gould, Jensen, Dussault, Curtiss, Donaldson, Harp, Mueller, Ernst, Wallin, Brand, Quilici, Thoft, O'Connell, Pistoria, R. Manning, Sales, Bertelsen, Seifert, C. Smith, Hanson, Azzara, Winslow, Lory, Eudaily, Kemmis, Menahan, Harper. Referred to Committee on Highways and Transportation.

HB 523, introduced by Sales. Referred to Committee on Taxation.

HB 524, introduced by Hurwitz, Sivertsen, Schultz. Referred to Committee on Agriculture, Livestock and Irrigation.

HJR 19, introduced by Bertelsen, Dussault, Bennett, Asay, (By Request of the Environmental Quality Council). Referred to Committee on Rules.

The following Senate bills were introduced, read first time and referred to committees:

SB 34, introduced by S. Brown. Referred to Committee on Taxation.

SB 60, introduced by Elliott, (By Request of the Workers' Compensation Advisory Council). Referred to Committee on Business and Industry.

SB 63, introduced by Mazurek, (By Request of the Attorney General). Referred to Committee on Judiciary.

SB 111, introduced by Stimatz, (By Request of the Department of Justice). Referred to Committee on Judiciary.

SB 113, introduced by S. Brown, Mazurek. Referred to Committee on Judiciary.

SB 142, introduced by Blaylock, Stephens, (By Request of the Department of Administration). Referred to Committee on State Administration.

SJR 2, introduced by Van Valkenburg, (By Request of the Attorney General). Referred to Committee on Judiciary.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Menahan in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

That HB 253 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper,

Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Brand.

Total 1

Excused: Manning, Ryan.

Total 2

Absent or not voting: Curtiss, Daily, Feda, Moore.

Total 4

That HB 254 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: Brand.

Total 1

Excused: Manning, Ryan.

Total 2

Absent or not voting: Azzara, Conroy.

Total 2

Representative McLane moved that HB 7, second reading copy, be amended as follows:

1. Page 3.

Following: line 3

Insert: "Nothing in this act shall be construed to authorize a physician's assistant to perform those functions and duties specifically delegated by law to a person licensed as an optometrist as defined under Title 37, chapter 10."

Amendment passed by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bengtson, Bertelsen, Brand, Briggs, Brown, Burnett, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore,

Mueller, Neuman, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 89

Noes: Bardanouve, Bennett, Bergene, Conn, Keyser, Nilson, Nordtvedt.  
Total 7

Excused: Manning, Ryan.  
Total 2

Absent or not voting: Anderson, Curtiss.  
Total 2

Representative Keyser moved that HB 7, second reading copy, be further amended as follows:

1. Page 9, lines 13 through 21.  
Strike: section 8 in its entirety  
Renumber: subsequent sections

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 92

Noes: Brand, Burnett, Conroy, Curtiss, Roth, Stobie.  
Total 6

Excused: Manning, Ryan.  
Total 2

Absent or not voting: None.  
Total 0

Representative Lund excused at this time.

And HB 7, as amended, do pass by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.  
Total 89



Noes: Anderson, Brand, Eudaily, Harper, O'Connell, Pistoria, Vinger, Yardley.

Total 8

Excused: Lund, Manning, Ryan.

Total 3

Absent or not voting: None.

Total 0

Representative Sivertsen moved that HB 202, second reading copy, be amended as follows:

1. Page 4, line 1.

Following: "business,"

Strike: "and"

2. Page 4, line 4.

Following: "UNITS"

Strike: ","

Insert: "; and"

3. Page 4.

Following: line 4

Insert: "(c) condominiums and condominium complexes containing five or more dwelling units."

Amendment passed by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Conroy, Cozzens, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Vincent, Williams, Winslow, Yardley, Zabrocki.

Total 75

Noes: Anderson, Andreason, Bennett, Brown, Burnett, Conn, Curtiss, Ernst, Hannah, Moore, Nordtvedt, Robbins, Stobie, Underdal, Wallin.

Total 15

Excused: Lund, Manning, Ryan.

Total 3

Absent or not voting: Donaldson, Harrington, Kemmis, Roth, Smith, Vinger, Waldron.

Total 7

And HB 202, as amended, do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Sales, Schultz, Seifert, Shontz,

Sivertsen, Spilker, Switzer, Teague, Thoft, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 75

Noes: Abrams, Azzara, Bennett, Brand, Brown, Burnett, Curtiss, Dozier, Hannah, Harp, Harper, Jacobsen, Moore, Nilson, Nordtvedt, Robbins, Shelden, Stobie, Underdal, Waldron.

Total 20

Excused: Lund, Manning, Ryan.

Total 3

Absent or not voting: Smith, Vinger.

Total 2

That HB 16 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Shelden, Shontz, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Williams, Yardley.

Total 77

Noes: Andreason, Bennett, Bertelsen, Harper, Jensen, Marks, Matsko, Moore, O'Hara, Roth, Seifert, Sivertsen, Stobie, Underdal, Wallin, Winslow, Zabrocki.

Total 17

Excused: Lund, Manning, Ryan.

Total 3

Absent or not voting: Azzara, Ellison, Smith.

Total 3

Representative Lund present at this time.

Representatives Donaldson, Hurwitz, Manuel, Moore, and Waldron excused at this time.

Representative Keyser moved that HB 28, second reading copy, be amended as follows:

1. Page 9, lines 17 through 19.

Following: "department." on line 17

Strike: lines 17 through 19 in their entirety

Amendment passed by the following vote:

Ayes: Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Daily, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McBride, McLane, Menahan, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 75

Noes: Abrams, Azzara, Bardanouve, Brand, Curtiss, Dussault, Jacobsen, Keedy, Kemmis, Metcalf, Neuman, Shontz, Thoft, Vincent, Yardley.  
Total 15

Excused: Donaldson, Hurwitz, Manning, Manuel, Moore, Ryan, Waldron.  
Total 7

Absent or not voting: Cozzens, Shelden, Teague.  
Total 3

Representative Bardanouve excused at this time.

Representative Keyser moved that HB 28, as amended, do pass. Representative Fabrega moved that consideration on HB 28 be passed for the day. Motion failed. (22-66) Representative Jacobsen made a substitute motion that HB 28 do not pass.

And HB 28, as amended, do not pass by the following vote:

Ayes: Abrams, Anderson, Asay, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kitselman, Lund, Marks, McBride, McLane, Metcalf, Mueller, Neuman, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.  
Total 65

Noes: Andreason, Bergene, Brand, Dozier, Dussault, Fabrega, Hannah, Harper, Harrington, Huennekens, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Matsko, Menahan, Meyer, Nilson, Oberg, Quilici, Vincent, Williams, Yardley.  
Total 25

Excused: Bardanouve, Donaldson, Hurwitz, Manning, Manuel, Moore, Ryan, Waldron.  
Total 8

Absent or not voting: Azzara, Daily.  
Total 2

Representative Waldron present at this time.

Representative Nordtvedt moved that HB 51 do pass. Representative Sivertsen made a substitute motion that HB 51 do not pass.

Representatives Iverson and Spilker excused at this time.

Representatives Bardanouve, Donaldson, Hurwitz, Manuel, and Moore present at this time.

Representatives O'Connell and Pistoria excused at this time.

That HB 51 do not pass by the following vote:

Ayes: Abrams, Anderson, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Harp, Hart, Holliday, Iverson, Jacobsen, Jensen, Keedy, Kennerly, Kropp, Lund, Manning, Manuel, Marks, McLane, Neuman, Nilson, Oberg, Pavlovich, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Switzer, Thoft, Underdal, Vinger, Wallin, Williams.



Total 52

Noes: Andreason, Asay, Azzara, Brand, Cozzens, Daily, Dussault, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harper, Harrington, Hemstad, Huennekens, Hurwitz, Kanduch, Kemmis, Kessler, Keyser, Kitselman, Lory, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Nordtvedt, O'Connell, O'Hara, Phillips, Quilici, Shelden, Shontz, Spilker, Stobie, Vincent, Waldron, Winslow, Yardley, Zabrocki.

Total 46

Paired: Iverson, Jensen, Manning, Neuman, Pistoria, Ryan, Smith, Ayes; Andreason, Kanduch, Keyser, Menahan, Metcalf, O'Connell, Spilker, Noes.

Excused: None.

Total 0

Absent or not voting: Bardanouve, Teague.

Total 2

That HB 95 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Kropp, Lory, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, Pavlovich, Phillips, Quilici, Robbins, Roush, Seifert, Shelden, Shontz, Sivertsen, Smith, Switzer, Teague, Underdal, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 60

Noes: Bardanouve, Briggs, Burnett, Conroy, Cozzens, Ellerd, Ellison, Ernst, Hannah, Hemstad, Hurwitz, Jensen, Keyser, Kitselman, Lund, Manuel, Marks, Matsko, McLane, Moore, Nordtvedt, O'Hara, Roth, Sales, Schultz, Stobie, Thoft, Vinger, Wallin, Winslow.

Total 30

Excused: Iverson, Manning, O'Connell, Pistoria, Ryan, Spilker.

Total 6

Absent or not voting: Andreason, Bengtson, Harrington, Kanduch.

Total 4

That the Committee rise and report. (Menahan, Chairman). Report adopted. (72-20)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 100 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Stobie, Switzer,

Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: None.

Total 0

Excused: Iverson, Manning, O'Connell, Pistoria, Ryan, Spilker.

Total 6

Absent or not voting: Andreason, Kanduch, Waldron.

Total 3

House Bill No. 107 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Stobie.

Total 1

Excused: Iverson, Manning, O'Connell, Pistoria, Ryan, Spilker.

Total 6

Absent or not voting: Andreason, Conroy, Kanduch.

Total 3

House Bill No. 135 was passed by the following vote:

Ayes: Abrams, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Dozier, Dussault, Eudaily, Fabrega, Gould, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roush, Schultz, Shelden, Shontz, Stobie, Teague, Vincent, Vinger, Waldron, Winslow, Yardley, Zabrocki.

Total 60

Noes: Anderson, Bardanouve, Bennett, Burnett, Conroy, Curtiss, Donaldson, Ellerd, Ellison, Ernst, Fagg, Fedra, Hannah, Hanson, Harp, Hurwitz, Keyser, McLane, Moore, Neuman, Nordtvedt, Roth, Sales, Seifert, Sivertsen, Smith, Switzer, Thoft, Underdal, Wallin, Williams, Mr. Speaker.

Total 32

Excused: Iverson, Manning, O'Connell, Pistoria, Ryan, Spilker.

Total 6

Absent or not voting: Andreason, Kanduch.

Total 2

Representative Kanduch excused at this time.

House Bill No. 203 was passed by the following vote:

Ayes: Anderson, Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.  
Total 58

Noes: Abrams, Azzara, Bardanouve, Bengtson, Brand, Brown, Daily, Dozier, Dussault, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.  
Total 41

Paired: Fagg, Iverson, Lory, Moore, Ryan, Sivertsen, Spilker, Ayes; Daily, Dozier, Kanduch, Manning, O'Connell, Pavlovich, Pistoria, Noes.

Excused: None.  
Total 0

Absent or not voting: Andreason.  
Total 1

House Bill No. 209 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hemstad, Huennekens, Hurwitz, Jacobsen, Jensen, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Matsko, McLane, Meyer, Moore, Neuman, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Switzer, Teague, Thoft, Vincent, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 66

Noes: Azzara, Brand, Cozzens, Dozier, Dussault, Ernst, Harper, Harrington, Hart, Holliday, Kemmis, Kitselman, Manuel, McBride, Menahan, Metcalf, Mueller, Nilson, Oberg, Roush, Shelden, Stobie, Underdal, Vinger, Waldron, Wallin.  
Total 26

Excused: Iverson, Kanduch, Manning, O'Connell, Pistoria, Ryan, Spilker.  
Total 7

Absent or not voting: Andreason.  
Total 1

Representatives Iverson and Spilker present at this time.

House Bill No. 212 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore,



Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Dozier, Dussault, Harrington, Jacobsen.

Total 4

Excused: Kanduch, Manning, O'Connell, Pistoria, Ryan.

Total 5

Absent or not voting: Andreason.

Total 1

House Bill No. 213 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Bardanouve, Dozier, Dussault, Ellison, Harrington, Jacobsen.

Total 6

Excused: Kanduch, Manning, O'Connell, Pistoria, Ryan.

Total 5

Absent or not voting: Andreason, Jensen.

Total 2

House Bill No. 214 was passed by the following vote:

Ayes: Anderson, Asay, Bengtson, Briggs, Burnett, Conn, Conroy, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Harp, Hemstad, Hurwitz, Iverson, Keyser, Kitselman, Kropp, Lory, Manuel, Matsko, McLane, Meyer, Moore, O'Hara, Phillips, Quilici, Roth, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Switzer, Teague, Underdal, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 48

Noes: Abrams, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Brown, Cozzens, Daily, Dozier, Dussault, Fagg, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Jensen, Kemmis, Kennerly, Kessler, Lund, McBride, Menahan, Metcalf, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Robbins, Roush, Shelden, Shontz, Stobie, Thoft, Vincent, Vinger, Waldron, Wallin, Yardley.

Total 45

Excused: Kanduch, Manning, O'Connell, Pistoria, Ryan.

Total 5

Absent or not voting: Andreason, Keedy.

Total 2

House Bill No. 231 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Stobie, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 84

Noes: Burnett, Conroy, Curtiss, McLane, Nordtvedt, Pistoria, Seifert, Spilker, Thoft, Vinger, Zabrocki.

Total 11

Paired: Winslow, Aye; Pistoria, No.

Excused: Kanduch, Manning, O'Connell, Ryan.

Total 4

Absent or not voting: Andreason.

Total 1

House Bill No. 233 was passed by the following vote:

Ayes: Anderson, Asay, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Mr. Speaker.

Total 62

Noes: Abrams, Azzara, Bengtson, Brand, Brown, Daily, Dozier, Dussault, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kemmis, Kennerly, Kessler, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Teague, Waldron, Williams, Yardley, Zabrocki.

Total 35

Paired: Bardanouve, Burnett, Hannah, Lory, Moore, Ryan, Ayes; O'Connell, Pavlovich, Pistoria, Noes.

Excused: Kanduch, Manning.

Total 2

Absent or not voting: Andreason.

Total 1

## MOTIONS

Representative Roth moved to change her vote on HB 10, Third Reading, on the 19th legislative day, from no to yes. Motion carried unanimously.

Representative Dussault moved that the rules be temporarily suspended to allow her to introduce a bill relating to child custody late. Motion carried.

**SPECIAL ORDERS OF THE DAY**

## Consent Calendar

Discussion was allowed on HB 306 and HB 309.

Representative Fagg moved that the House adjourn until 3:00 p.m., January 28, 1981.

Motion carried.

House adjourned at 7:30 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk



## TWENTY-FIRST LEGISLATIVE DAY

Helena, Montana  
January 28, 1981

House Chambers  
Capitol Building

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Hurwitz, Ryan, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Twentieth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 1/28/81  
Correctly printed - HB 36, HB 121, HB 248.  
Correctly engrossed - HB 7, HB 16, HB 95, HB 202.  
Considered correctly engrossed - HB 253, HB 254, HB 265.

BUSINESS AND INDUSTRY (Fabrega, Chairman): 1/27/81  
HB 257, do pass. Report adopted.

HIGHWAYS AND TRANSPORTATION (Kropp, Chairman): 1/27/81  
HB 331, do pass. Report adopted.

LOCAL GOVERNMENT (Bertelsen, Chairman): 1/27/81  
HB 256, do pass. Report adopted.  
HB 353, do pass. Report adopted.

STATE ADMINISTRATION (Feda, Chairman): 1/28/81  
HB 74, introduced bill, be amended as follows:

1. Page 1, line 25.

Following: "of"

Strike: "filing"

Insert: "publication"

2. Page 2, line 1.

Following: "for"

Strike: "advance"

3. Page 9.

Following: line 8

Insert: "Section 8. Severability. If a part of this act is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of this act is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications."

And, as amended, do pass. Report adopted.

HB 270, introduced bill, be amended as follows: 1/27/81

1. Title, line 4.

Following: "TO"

Strike: "REQUIRE"

Insert: "REMOVE THE OBLIGATIONS OF THE COUNTIES AND"

2. Title, line 5.

Following: "PAY"

Strike: "TRAVEL"

Following: "EXPENSES"

Strike: "FOR DELEGATES AND ALTERNATES"

3. Title, line 6.

Following: line 5

Strike: "ATTENDING"

Insert: "COUNTY AND"

Following: "CONVENTIONS"

Strike: "TO NOMINATE PRESIDENTIAL"

4. Title, line 7.

Following: line 6

Strike: "ELECTORS"

Following: ","

Strike: "AMENDING"

Insert: "REPEALING"

5. Page 1, lines 10 through 17.

Following: "is" on line 10

Strike: remainder of lines 10 through 17

Insert: "repealed."

And, as amended, do pass. Report adopted.

HB 271, introduced bill, be amended as follows:

1/28/81

1. Title, line 6.

Following: "DISABLED"

Insert: "FROM A DUTY-RELATED INJURY"

2. Page 2, line 23.

Following: "whose"

Insert: "duty-related"

Following: "injury"

Strike: "from any cause"

And, as amended, do pass. Report adopted.

HB 274, introduced bill, be amended as follows:

1/27/81

1. Title, line 7.

Following: "WITHIN"

Strike: "24"

Insert: "72"

2. Page 1, line 17.

Following: "~~governor~~"

Strike: "secretary of state"

Insert: "governor"

3. Page 2, line 7.

Following: "effective"

Strike: "24"

Insert: "72"

4. Page 2, line 9.

Following: "that"

Strike: "24-hour"

Insert: "72-hour"

And, as amended, do pass. Report adopted.

Consent Calendar

Bill unanimously passed and unanimously placed on consent calendar:  
1/28/81

HB 275, introduced bill, be amended as follows:

1. Page 1, line 16.

Following: line 15

Insert: "after the end of each fiscal year but no later than September 1"

And, as amended, do pass. Report adopted.

HB 287, introduced bill, be amended as follows:

1. Title, line 6.

Following: "ASSESSOR"

Insert: "AND THE DEPARTMENT OF REVENUE"

2. Title, line 7.

Following: "HOUSETRAILERS"

Insert: "AND MOBILE HOMES"

3. Page 3, line 24.

Following: "assessor"

Insert: "and to the department of revenue"

4. Page 3, line 25.

Following: "housetrailleurs"

Insert: "and mobile homes"

And, as amended, do pass. Report adopted.

HB 296, introduced bill, be amended as follows:

1. Page 2, line 15.

Following: "November"

Strike: "2, 1981"

Insert: ", 1982"

And, as amended, do pass. Report adopted.

HB 302, introduced bill, be amended as follows:

1. Title, line 7.

Following: "EMPLOYEES"

Insert: "AND PERMITTING LOCAL GOVERNING BODIES TO ADMINISTER SIMILAR PLANS"

And, as amended, do pass. Report adopted.

Committee adopted the following Statement of Intent:

STATEMENT OF INTENT  
HOUSE BILL 302

The intent of House Bill 302 is to give the Department of Administration the authority to pay sick pay in accordance with the criteria established in 42 U.S.C. 409(b) or (d). This authority will allow the state of Montana and other political subdivisions to take advantage of the option to exclude payments of sick pay (for illness) from the Social Security (FICA) Tax.

TAXATION (Nordtvedt, Chairman):

1/28/81



HB 250, introduced bill, be amended as follows:

1. Title, line 7.

Following: "SECTIONS"

Insert: "1,"

2. Title, line 8.

Following: "1979"

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

3. Page 1.

Following: line 10

Insert: "Section 1. Section 1 of Initiative No. 86 is amended to read:

"Section 1. Section 15-30-101, MCA, is amended to read:

"15-30-101. Definitions. For the purpose of this chapter, unless otherwise required by the context, the following definitions apply:

(1) "Base year structure" means the following elements of the income tax structure:

(a) the tax brackets established in 15-30-103, BUT UNADJUSTED BY SUBSECTION (2), in effect on ~~January 1, 1980~~ JUNE 30 OF THE TAXABLE YEAR;

(b) the exemptions contained in 15-30-112, BUT UNADJUSTED BY SUBSECTIONS (7) AND (8), in effect on ~~January 1, 1980~~ JUNE 30 OF THE TAXABLE YEAR;

(c) the maximum standard deduction provided in 15-30-122, BUT UNADJUSTED BY SUBSECTION (2), in effect on ~~January 1, 1980~~ JUNE 30 OF THE TAXABLE YEAR.

(2) "Consumer price index" means the consumer price index, United States city average, for all items, using the 1967 base of 100 as published by the bureau of labor statistics of the U.S. department of labor.

(1)(3) "Department" means the department of revenue.

(2)(4) "Dividend" means any distribution made by a corporation out of its earnings or profits to its shareholders or members, whether in cash or in other property or in stock of the corporation, other than stock dividends as herein defined. "Stock dividends" means new stock issued, for surplus or profits capitalized, to shareholders in proportion to their previous holdings.

(3)(5) "Fiduciary" means a guardian, trustee, executor, administrator, receiver, conservator, or any person, whether individual or corporate, acting in any fiduciary capacity for any person, trust, or estate.

(4)(6) "Foreign country" or "foreign government" means any jurisdiction other than the one embraced within the United States, its territories and possessions.

(5)(7) "Gross income" means the taxpayer's gross income for federal income tax purposes as defined in section 61 of the Internal Revenue Code of 1954 or as that section may be labeled or amended, excluding unemployment compensation included in federal gross

income under the provisions of section 85 of the Internal Revenue Code of 1954 as amended.

(8) "Inflation factor" means a number determined for each taxable year by dividing the consumer price index for June of the taxable year by the consumer price index for June, 1980.

~~(6)~~(9) "Information agents" includes all individuals, corporations, associations, and partnerships, in whatever capacity acting, including lessees or mortgagors of real or personal property, fiduciaries, employers, and all officers and employees of the state or of any municipal corporation or political subdivision of the state, having the control, receipt, custody, disposal, or payment of interest, rent, salaries, wages, premiums, annuities, compensations, remunerations, emoluments, or other fixed or determinable annual or periodical gains, profits, and income with respect to which any person or fiduciary is taxable under this chapter.

~~(7)~~(10) "Knowingly" is as defined in 45-2-101.

~~(8)~~(11) "Net income" means the adjusted gross income of a taxpayer less the deductions allowed by this chapter.

~~(9)~~(12) "Paid", for the purposes of the deductions and credits under this chapter, means paid or accrued or paid or incurred, and the terms "paid or incurred" and "paid or accrued" shall be construed according to the method of accounting upon the basis of which the taxable income is computed under this chapter.

~~(10)~~(13) "Purposely" is as defined in 45-2-101.

~~(11)~~(14) "Received", for the purpose of computation of taxable income under this chapter, means received or accrued and the term "received or accrued" shall be construed according to the method of accounting upon the basis of which the taxable income is computed under this chapter.

~~(12)~~(15) "Resident" applies only to natural persons and includes, for the purpose of determining liability to the tax imposed by this chapter with reference to the income of any taxable year, any person domiciled in the state of Montana and any other person who maintains a permanent place of abode within the state even though temporarily absent from the state and has not established a residence elsewhere.

~~(13)~~(16) "Taxable income" means the adjusted gross income of a taxpayer less the deductions and exemptions provided for in this chapter.

~~(14)~~(17) "Taxable year" means the taxpayer's taxable year for federal income tax purposes.

~~(15)~~(18) "Taxpayer" includes any person or fiduciary, resident or nonresident, subject to a tax imposed by this chapter and does not include corporations."""

Renumber: subsequent sections

4. Page 5, line 4.

Following: "1979"

Insert: "as amended by this act"

5. Page 10.

Following: line 5

Insert: "Section 6. Effective date. This act is effective on passage and approval."

And, as amended, do pass. Report adopted.

### MESSAGES FROM THE OTHER HOUSE

House Bill concurred in and returned to the House: 1/27/81

House Bill No. 77, introduced by Harper

Senate Bills passed and transmitted to the House for concurrence: 1/27/81

Senate Bill No. 157, introduced by Graham

Senate Bill No. 168, introduced by Healy, Haffey, Jacobson, et al.

### MOTIONS

Representative Feda moved that HB 290 be taken from Second Reading and returned to the Committee on State Administration for more work. Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 525, introduced by Ellerd, (By Request of the Department of Community Affairs). Referred to Committee on Taxation.

HB 526, introduced by Nilson. Referred to Committee on Appropriations.

HB 527, introduced by Fabrega, Blaylock. Referred to Committee on Local Government.

HB 528, introduced by Metcalf, Wallin. Referred to Committee on Taxation.

HB 529, introduced by Roth, Curtiss, Vinger, Hurwitz, Thoft, Conroy. Referred to Select Committee on Water.

HB 530, introduced by Yardley. Referred to Committee on Business and Industry.

HB 531, introduced by Keedy. Referred to Committee on Judiciary.

HB 532, introduced by Nordtvedt, M. Anderson, Boylan, Eck, Vincent, Wallin, Ellerd. Referred to Committee on Appropriations.

HB 533, introduced by Huennekens, (By Request of the Department of State Lands). Referred to Committee on Natural Resources.

HB 534, introduced by Huennekens, (By Request of the Department of Revenue). Referred to Committee on Judiciary.

HB 535, introduced by Huennekens, (By Request of the Department of Revenue). Referred to Committee on Judiciary.

HB 536, introduced by Huennekens, (By Request of the Department of Revenue). Referred to Committee on Judiciary.

HB 537, introduced by Huennekens, (By Request of the Department of Revenue). Referred to Committee on Judiciary.

HB 538, introduced by Huennekens, (By Request of the Department of Revenue). Referred to Committee on Judiciary.

HB 539, introduced by Huennekens. Referred to Committee on Taxation.

HB 540, introduced by Huennekens. Referred to Committee on Taxation.

HB 541, introduced by Huennekens, Azzara, Pistoria, Fabrega, Meyer, Harrington, Dozier, McBride. Referred to Committee on Taxation.



HB 542, introduced by Ellison, McLane, Burnett, Roth, Quilici, Huennekens, Daily, D. Brown, Harrington, Pavlovich, Hurwitz, Bergene, Asay, Kanduch. Referred to Committee on Appropriations.

HB 543, introduced by Jacobsen, Neuman, Roush, Vinger, Lund, Shontz, Switzer, Devlin. Referred to Committee on Taxation.

HB 544, introduced by Sivertsen. Referred to Committee on Labor and Employment Relations.

HB 545, introduced by Sivertsen. Referred to Committee on Judiciary.

HB 546, introduced by Pistoria, Fabrega, Stobie, R. Manning, Teague, Fedá. Referred to Committee on Judiciary.

HB 547, introduced by C. Smith, Ochsner, Conroy, Fedá, Hafferman, Hammond, Graham, Zabrocki, Switzer, Curtiss, Keyser, Devlin. Referred to Committee on Highways and Transportation.

HB 548, introduced by Sivertsen, Schultz, Huennekens, Kolstad, Roush, Burnett, Manuel. Referred to Committee on Taxation.

HB 549, introduced by Keyser, Roth, Sales. Referred to Committee on Taxation.

HB 550, introduced by Kemmis, Van Valkenburg, Dozier, Yardley. Referred to Committee on Taxation.

HB 551, introduced by Kemmis, Stimatz, (By Request of the Department of Natural Resources and Conservation). Referred to Select Committee on Water.

HJR 20, introduced by Menahan. Referred to Committee on Human Services.

The following Senate bills were introduced, read first time and referred to committees:

SB 157, introduced by Graham. Referred to Committee on Highways and Transportation.

SB 168, introduced by Healy, Haffey, Jacobson, Stimatz, Elliott, Eck, Thomas, Hazelbaker, (By Request of the Department of Highways). Referred to Committee on Highways and Transportation.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Azzara in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

That HJR 6 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Williams, Winslow, Zabrocki.

Total 90

Noes: Wallin.

Total 1

Excused: Hurwitz, Ryan.

Total 2

Absent or not voting: Brand, Conroy, Harp, Moore, Shontz, Underdal, Yardley.

Total 7

That HB 150 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Hurwitz, Ryan.

Total 2

Absent or not voting: Brand, Conroy, Cozzens, Harp, Moore, Pistoria, Roth, Sales, Underdal, Yardley.

Total 10

That HB 205 do pass. Motion failed by the following vote:

Ayes: Abrams, Anderson, Asay, Bengtson, Bergene, Briggs, Brown, Burnett, Conn, Donaldson, Ellerd, Eudaily, Feda, Hannah, Harp, Hemstad, Huennekens, Iverson, Jacobsen, Keedy, Kessler, Keyser, Kropp, Manning, Manuel, Matsko, McLane, Meyer, Moore, Nilson, Pavlovich, Phillips, Pistoria, Roth, Sales, Seifert, Sivertsen, Vinger, Williams, Winslow, Zabrocki.

Total 41

Noes: Andreason, Bardanouve, Bennett, Bertelsen, Cozzens, Daily, Devlin, Dozier, Dussault, Ellison, Ernst, Fagg, Gould, Hanson, Harper, Harrington, Hart, Holliday, Jensen, Kanduch, Kemmis, Kennerly, Kitselman, Marks, McBride, Metcalf, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Quilici, Robbins, Roush, Schultz, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Yardley.

Total 46

Excused: Hurwitz, Ryan.

Total 2

Absent or not voting: Azzara, Brand, Conroy, Curtiss, Fabrega, Lory, Lund, Menahan, O'Connell, Shelden, Smith.

Total 11

That HB 205 do not pass. Motion failed by the following vote:

Ayes: Andreason, Bardanouve, Bennett, Bertelsen, Brand, Cozzens, Daily, Devlin, Dozier, Dussault, Ellison, Ernst, Fagg, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Jensen, Kanduch, Kemmis, Kennerly, Kitselman, Marks, McBride, Metcalf, Mueller, Neuman, Nordtvedt, Oberg, Quilici, Roush, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Yardley, Zabrocki.

Total 43

Noes: Abrams, Anderson, Asay, Bengtson, Bergene, Briggs, Brown, Burnett, Conn, Curtiss, Donaldson, Ellerd, Eudaily, Feda, Gould, Hannah, Harp, Hemstad, Iverson, Jacobsen, Keedy, Kessler, Keyser, Kropp, Lory, Manuel, Matsko, McLane, Meyer, Moore, Nilson, Pavlovich, Phillips, Pistoria, Robbins, Roth, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Switzer, Vinger, Williams, Winslow.

Total 46

Excused: Hurwitz, Ryan.

Total 2

Absent or not voting: Azzara, Conroy, Fabrega, Lund, Manning, Menahan, O'Connell, O'Hara, Shelden.

Total 9

Representative Fagg moved that the House reconsider its action taken on HB 205. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hemstad, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nilson, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 71

Noes: Bennett, Brand, Cozzens, Daily, Ellison, Harrington, Hart, Holliday, Kemmis, McBride, Menahan, Metcalf, Neuman, Nordtvedt, Oberg, O'Hara, Roush, Stobie, Thoft, Waldron, Yardley.

Total 21

Excused: Hurwitz, Ryan.

Total 2

Absent or not voting: Conroy, Fabrega, Kennerly, Lund, O'Connell, Shelden.

Total 6

That HB 205 do pass. Motion failed by the following vote:

Ayes: Abrams, Anderson, Asay, Bengtson, Bergene, Briggs, Brown, Burnett, Conn, Curtiss, Donaldson, Ellerd, Eudaily, Feda, Gould, Hannah, Iverson, Keedy, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Meyer, Moore, Nilson, Pavlovich, Phillips, Pistoria, Robbins, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Switzer, Vinger, Williams.

Total 44

Noes: Andreason, Azzara, Bardanouve, Bennett, Bertelsen, Brand, Cozzens, Daily, Devlin, Dozier, Dussault, Ellison, Ernst, Fagg, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens,



Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kitselman, Marks, McBride, Menahan, Metcalf, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Quilici, Roth, Roush, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 51

Excused: Hurwitz, Ryan.

Total 2

Absent or not voting: Conroy, Fabrega, O'Connell.

Total 3

That HB 205 do not pass. Motion carried by the following vote:

Ayes: Andreason, Asay, Azzara, Bengtson, Bennett, Bertelsen, Brand, Briggs, Cozzens, Daily, Devlin, Dozier, Dussault, Ellison, Ernst, Fagg, Feda, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kitselman, Lund, Marks, McBride, Menahan, Metcalf, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Quilici, Robbins, Roth, Roush, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 57

Noes: Abrams, Anderson, Bardanouve, Bergene, Brown, Burnett, Conn, Curtiss, Donaldson, Ellerd, Eudaily, Gould, Hannah, Iverson, Keedy, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Matsko, McLane, Meyer, Moore, Nilson, Pavlovich, Phillips, Pistoria, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Vinger, Williams.

Total 38

Excused: Hurwitz, Ryan.

Total 2

Absent or not voting: Conroy, Fabrega, O'Connell.

Total 3

That HB 174 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Shelden, Shontz, Spilker, Stobie, Switzer, Teague, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Ellison, Moore, Roth, Seifert, Sivertsen, Smith, Thoft, Underdal, Vinger.

Total 9

Excused: Hurwitz, Ryan.

Total 2

Absent or not voting: Fabrega, Keedy.

Total 2

That HB 255 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Hurwitz, Ryan.

Total 2

Absent or not voting: Asay, Fabrega, Keedy, Nordtvedt, Thoft.

Total 5

Representative Hurwitz present at this time.

That HB 197 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: None.

Total 0

Excused: Ryan.

Total 1

Absent or not voting: Conn, Fabrega, Menahan, Sivertsen.

Total 4

That HB 201 do pass. Representative Nordtvedt made a substitute motion that consideration on HB 201 be passed for the day. Motion carried. (80-10)

That HB 216 do pass. Representative Fagg made a substitute motion that HB 216 be passed to the bottom of the board. Motion carried.

That HB 263 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Hart,

Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Quilici, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Bengtson, Hannah, Nordtvedt, O'Hara, Pistoria, Roth.

Total 6

Excused: Ryan.

Total 1

Absent or not voting: Brown, Harrington, Moore, Robbins.

Total 4

That HB 264 do pass. Representative Hannah made a substitute motion that consideration on HB 264 be passed for the day. Motion carried.

That HB 216 do pass. Motion failed by the following vote:

Ayes: Abrams, Azzara, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Devlin, Dozier, Ellerd, Ernst, Fabrega, Hannah, Hemstad, Iverson, Kanduch, Keedy, Kennerly, Lory, Lund, Matsko, McLane, Meyer, Moore, Nilson, O'Hara, Phillips, Sales, Schultz, Shontz, Switzer, Thoft, Vinger, Wallin, Williams.

Total 37

Noes: Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Cozzens, Daily, Donaldson, Dussault, Ellison, Eudaily, Fagg, Feda, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kemmis, Kessler, Keyser, Kitselman, Kropp, Manning, Manuel, Marks, McBride, Menahan, Metcalf, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Teague, Underdal, Vincent, Waldron, Winslow, Yardley, Zabrocki.

Total 60

Excused: Ryan.

Total 1

Absent or not voting: Gould, Harrington.

Total 2

That HB 216 do not pass. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Briggs, Cozzens, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 76

Noes: Abrams, Bergene, Brown, Burnett, Conn, Conroy, Curtiss, Dozier, Ellerd, Gould, Hannah, Keedy, Matsko, McLane, Moore, Phillips, Sales, Schultz, Switzer, Vinger, Williams.



Total 21

Excused: Ryan.

Total 1

Absent or not voting: Azzara, Harrington.

Total 2

That the Committee rise and report. (Azzara, Chairman). Representative Azzara moved the adoption of the Committee of the Whole Report. Representative Keyser made a substitute motion to segregate HB 263 from the committee report and that, as amended, report be adopted. Motion carried. (93-4)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 7 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 91

Noes: Brand, Eudaily, Harper, Manning, Nordtvedt, Pistoria, Yardley.

Total 7

Excused: Ryan.

Total 1

Absent or not voting: Harrington.

Total 1

House Bill No. 16 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Shelden, Shontz, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki.

Total 82

Noes: Andreason, Bennett, Bertelsen, Burnett, Harper, Kropp, O'Hara, Schultz, Seifert, Sivertsen, Smith, Stobie, Thoft, Wallin, Winslow, Mr. Speaker.

Total 16

Excused: Ryan.

Total 1

Absent or not voting: Harrington.

Total 1

House Bill No. 95 was passed by the following vote:

Ayes: Abrams, Anderson, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hanson, Harper, Hart, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Kropp, Lory, Manning, McBride, McLane, Metcalf, Meyer, Mueller, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Seifert, Shelden, Shontz, Sivertsen, Smith, Switzer, Teague, Underdal, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 66

Noes: Andreason, Asay, Bardanouve, Briggs, Burnett, Conroy, Cozzens, Ellison, Gould, Hannah, Harp, Hemstad, Hurwitz, Jensen, Keedy, Keyser, Kitselman, Lund, Manuel, Matsko, Menahan, Moore, Neuman, Nordtvedt, O'Hara, Schultz, Spilker, Stobie, Thoft, Vinger, Wallin, Winslow.

Total 32

Excused: Ryan.

Total 1

Absent or not voting: Harrington.

Total 1

House Bill No. 202 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bergene, Briggs, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 76

Noes: Azzara, Bardanouve, Bennett, Bertelsen, Brand, Brown, Burnett, Curtiss, Dozier, Hannah, Harp, Harper, Jacobsen, Jensen, Kennerly, Manning, Nilson, Nordtvedt, Roth, Stobie, Underdal, Waldron.

Total 22

Excused: Ryan.

Total 1

Absent or not voting: Harrington.

Total 1

House Bill No. 253 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz,

Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 95

Noes: Brand, Manning.  
Total 2

Excused: Ryan.  
Total 1

Absent or not voting: Harrington, Lund.  
Total 2

House Bill No. 254 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.  
Total 94

Noes: Brand.  
Total 1

Excused: Ryan.  
Total 1

Absent or not voting: Harrington, Hurwitz, O'Connell, Winslow.  
Total 4

### CONSENT CALENDAR

House Bill No. 306 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 97

Noes: None.



Total 0

Excused: Ryan.

Total 1

Absent or not voting: Harrington, Hemstad.

Total 2

House Bill No. 309 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Ryan.

Total 1

Absent or not voting: Harrington, Shelden.

Total 2

Representative Fagg moved that the House adjourn until 3:00 p.m., January 29, 1981.

Motion carried.

House adjourned at 5:20 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## TWENTY-SECOND LEGISLATIVE DAY

Helena, Montana  
January 29, 1981

House Chambers  
Capitol Building

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Conroy, Ryan, Spilker, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Twenty-first Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 1/29/81

Correctly printed - HB 74, HB 250, HB 256, HB 257, HB 270, HB 271, HB 274, HB 275, HB 287, HB 296, HB 302, HB 331, HB 353.

Correctly engrossed - HB 150, HB 174, HB 255, HJR 6.

Considered correctly engrossed - HB 197.

Correctly enrolled - HB 77.

Examined by the sponsor (Harper) and found to be correct - HB 77.

Signed by the Speaker at 2:40 p.m., 1/29/81 - HB 77.

Delivered to the Governor for his approval at 4:25 p.m., 1/29/81 - HB 77.

JUDICIARY (Keyser, Chairman):

1/27/81

HB 210, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Seifert, Sheldon, Shontz, Sivertsen, Smith, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Brand, Keedy, Manning, Matsko, McLane, Nilson.

Total 6

Excused: Conroy, Ryan, Spilker.

Total 3

Absent or not voting: Asay, Conn, Hurwitz, Roth, Stobie.

Total 5

LOCAL GOVERNMENT (Bertelsen, Chairman):

1/27/81

HB 56, do not pass. Representative Bertelsen moved the adoption of the Adverse Committee Report. Representative Kessler made a substitute

motion that the Minority Report be adopted. Motion carried by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bergene, Brand, Conn, Cozzens, Daily, Dozier, Dussault, Fabrega, Fagg, Hannah, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Lory, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Hara, Quilici, Robbins, Roush, Shelden, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 46

Noes: Andreason, Asay, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hanson, Harp, Iverson, Kennerly, Keyser, Kitselman, Kropp, Lund, Matsko, McLane, Moore, Mueller, Nordtvedt, Phillips, Pistoria, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Switzer, Thoft, Underdal, Vinger, Wallin, Mr. Speaker.

Total 44

Excused: Conroy, Ryan, Spilker.

Total 3

Absent or not voting: Anderson, Hurwitz, O'Connell, Pavlovich, Roth, Stobie, Teague.

Total 7

STATE ADMINISTRATION (Feda, Chairman):

1/28/81

HB 134, do not pass. Representative Feda moved the adoption of the Adverse Committee Report. Representative Dozier made a substitute motion that HB 134 be returned to committee. Motion failed by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Brand, Brown, Daily, Donaldson, Dozier, Dussault, Eudaily, Feda, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Lory, Manning, Manuel, McLane, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Waldron, Williams, Yardley, Zabrocki.

Total 46

Noes: Andreason, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Devlin, Ellerd, Ellison, Ernst, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Hemstad, Iverson, Jensen, Keyser, Kitselman, Kropp, Lund, Matsko, McBride, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Sales, Schultz, Seifert, Sivertsen, Smith, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Mr. Speaker.

Total 47

Excused: Conroy, Ryan, Spilker.

Total 3

Absent or not voting: Anderson, Hurwitz, Roth, Stobie.

Total 4

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hemstad, Iverson, Jensen, Kanduch, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McBride, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Sales,



Schultz, Seifert, Sivertsen, Smith, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Mr. Speaker.  
Total 54

Noes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Brand, Brown, Curtiss, Daily, Dozier, Dussault, Harrington, Hart, Holliday, Huennekens, Jacobsen, Keedy, Kemmis, Kennerly, Manning, Manuel, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Phillips, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Waldron, Williams, Yardley, Zabrocki.  
Total 39

Excused: Conroy, Ryan, Spilker.  
Total 3

Absent or not voting: Hurwitz, Pavlovich, Roth, Stobie.  
Total 4

HB 211, do not pass.

1/27/81

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 84

Noes: Daily, Harrington, Holliday, Keedy, Manuel, Nilson, Oberg, O'Connell, Pistoria, Teague.  
Total 10

Excused: Conroy, Ryan, Spilker.  
Total 3

Absent or not voting: Hurwitz, Roth, Stobie.  
Total 3

Representative Spilker present at this time.

Representative Azzara excused at this time.

HB 245, do not pass. Representative Fedra moved the adoption of the Adverse Committee Report. Representative Brand made a substitute motion that HB 245 be printed and placed on Second Reading. Motion failed by the following vote:

Ayes: Abrams, Brand, Brown, Daily, Dozier, Fagg, Harrington, Hart, Huennekens, Jacobsen, Kanduch, Kemmis, Kessler, Manning, McBride, Menahan, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Shelden, Teague, Waldron, Williams, Yardley, Zabrocki.  
Total 29

Noes: Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Devlin,

Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Hemstad, Holliday, Iverson, Jensen, Keedy, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Roush, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Mr. Speaker.

Total 65

Excused: Azzara, Conroy, Ryan.

Total 3

Absent or not voting: Hurwitz, Roth, Stobie.

Total 3

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, O'Hara, Phillips, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Mr. Speaker.

Total 64

Noes: Abrams, Brand, Brown, Daily, Dozier, Harrington, Hart, Huennekens, Kemmis, Manning, McBride, Menahan, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Robbins, Roush, Teague, Waldron, Williams, Yardley, Zabrocki.

Total 24

Excused: Azzara, Conroy, Ryan.

Total 3

Absent or not voting: Bardanouve, Hurwitz, Kessler, Matsko, Nordtvedt, Quilici, Roth, Sivertsen, Stobie.

Total 9

HB 311, do not pass. Representative Feda moved the adoption of the Adverse Committee Report. Representative Brand made a substitute motion that HB 311 be returned to the Committee on State Administration. Motion failed by the following vote:

Ayes: Abrams, Brand, Briggs, Brown, Daily, Dozier, Gould, Holliday, Huennekens, Kanduch, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Nilson, O'Connell, Pavlovich, Pistoria, Quilici, Schultz, Shelden, Shontz, Teague, Vincent, Wallin, Williams.

Total 28

Noes: Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Keyser, Kitselman, Kropp, Lory, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Phillips, Robbins, Roush, Sales, Seifert, Sivertsen, Smith, Spilker, Switzer, Underdal, Vinger, Waldron, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 63

Excused: Azzara, Conroy, Ryan.

Total 3

Absent or not voting: Feda, Hurwitz, Lund, Roth, Stobie, Thoft.  
Total 6

Representative Azzara present at this time.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Oberg, O'Hara, Phillips, Pistoria, Robbins, Roush, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Switzer, Underdal, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 70

Noes: Abrams, Brand, Brown, Daily, Dozier, Gould, Harrington, Kanduch, Kessler, Manning, Manuel, McBride, Menahan, Nilson, O'Connell, Pavlovich, Quilici, Shelden, Teague, Vincent, Williams.  
Total 21

Excused: Conroy, Ryan.  
Total 2

Absent or not voting: Hurwitz, Iverson, Lund, Nordtvedt, Roth, Stobie, Thoft.  
Total 7

BUSINESS AND INDUSTRY (Fabrega, Chairman): 1/28/81  
HB 183, introduced bill, be amended as follows:

1. Page 3.

Following: line 7

Insert: "(7) (a) Any bank desiring to establish a detached facility shall execute and acknowledge an application, in writing, in the form prescribed by the department, and shall file the application with the department, together with a fee of \$500.

(b) The department shall approve an application if it finds that the establishment of the proposed detached facility will not have an adverse effect upon the solvency of existing financial institutions in the community to be served. Otherwise, the department will deny the application."

Renumber: subsequent subsection

And, as amended, do pass. Report adopted.

EDUCATION AND CULTURAL RESOURCES (Eudaily, Chairman): 1/28/81

HB 178, introduced bill, be amended as follows:

1. Page 14, line 4.

Following: "(1)"

Strike: "One member"

Insert: "Two members"

2. Page 14, line 5.

Following: "Representatives"



Insert: “, one from each political party,”

Following: “and”

Strike: “one member”

Insert: “two members”

Following: “Senate”

Insert: “, one from each political party,”

3. Page 14, line 9.

Following: “(2)”

Strike: “Four”

Insert: “Two”

4. Page 14, line 10.

Following: “whom”

Strike: “shall”

Insert: “may”

And, as amended, do pass. Report adopted.

HUMAN SERVICES (Gould, Chairman):

1/28/81

HB 172, do pass. Report adopted.

HB 246, do pass. Report adopted.

JUDICIARY (Keyser, Chairman):

1/27/81

HB 215, introduced bill, be amended as follows:

1. Title, line 7.

Following: “MCA”

Insert: “; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE”

2. Page 2.

Following: line 12

Insert: “Section 2. Effective date. This act is effective on passage and approval.”

And, as amended, do pass. Report adopted.

HB 220, introduced bill, be amended as follows:

1/28/81

1. Page 2, line 17.

Following: “(3)”

Strike: “(a)”

2. Page 2, line 23 through line 1 on page 3.

Following: line 22 on page 2

Strike: subsection (b) in its entirety

3. Page 3.

Following: line 1

Insert: “(4) If the ultimate distributor charges any fee for the food received from a donor or gleaner, such fact shall not deprive the donor or gleaner of the immunity provided under this section.”

Renumber: subsequent subsection

And, as amended, do pass. Report adopted.

HB 273, introduced bill, be amended as follows:

1. Page 2, lines 17 and 18.

Following: “delinquent” on line 17

Strike: remainder of line 17 through “supervision” on line 18

Following: “,” on line 18

Strike: “or”

Insert: "(b) is accused of causing bodily injury as defined in 45-2-101; or"

Reletter: subsequent subsection

2. Page 2, lines 19 and 20.

Following: "offense" on line 19

Strike: remainder of line 19 through "and" on line 20

3. Page 2, line 22.

Following: "prison"

Insert: ", as long as any pecuniary loss allegedly caused by the youth exceeds \$1,500"

And, as amended, do pass. Report adopted.

HB 300, do pass. Report adopted.

HB 301, introduced bill, be amended as follows:

1. Title, line 6.

Following: ",'"

Insert: "AND TO INCREASE TO \$2,500 THE AMOUNT OF RECOVERY ALLOWED AGAINST PARENTS UNDER SECTIONS 40-6-237 AND 40-6-238, MCA;"

2. Page 2, lines 22 and 23.

Following: "(3)" on line 22

Strike: remainder of line 22 through "a" on line 23

Insert: "A"

3. Page 3, lines 6 and 7.

Following: "services," on line 6

Strike: remainder of line 6 through "(2)," on line 7

And, as amended, do pass. Report adopted.

HB 315, do pass. Report adopted.

## Consent Calendar

Bill unanimously passed and unanimously placed on consent calendar:

HB 316, do pass. Report adopted.

HB 317, do pass. Report adopted. 1/29/81

HB 335, introduced bill, be amended as follows: 1/28/81

1. Page 1, line 15.

Following: "."

Insert: "However, if the issue delegates rulemaking authority, it is effective no sooner than October 1 following approval."

And, as amended, do pass. Report adopted.

TAXATION (Nordtvedt, Chairman): 1/28/81

HB 204, introduced bill, be amended as follows:

1. Title, line 5.

Following: "ON"

Strike: "MOTORBOATS"

Insert: "DESIGNATED WATERCRAFT; EXEMPTING CERTAIN WATERCRAFT FROM TAXATION"

2. Title, line 6.

Following: "15-6-138,"

Strike: "15-8-201,"

Insert: "15-6-201,"

3. Title, line 7.

Following: "MCA"

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

4. Page 1, lines 21 and 22.

Strike: subsection (e) in its entirety

Reletter: all subsequent subsections

5. Page 2, line 6 through line 9 on page 3.

Strike: section 2 in its entirety

Insert: "Section 2. Section 15-6-201, MCA, is amended to read:

"15-6-201. Exempt categories. (1) The following categories of property are exempt from taxation:

(a) the property of:

(i) the United States, the state, counties, cities, towns, school districts;

(ii) irrigation districts organized under the laws of Montana and not operating for profit;

(iii) municipal corporations; and

(iv) public libraries;

(b) buildings, with land they occupy and furnishings therein, owned by a church and used for actual religious worship or for residences of the clergy, together with adjacent land reasonably necessary for convenient use of such buildings;

(c) property used exclusively for agricultural and horticultural societies, for educational purposes, and for hospitals;

(d) property that meets the following conditions:

(i) is owned and held by any association or corporation organized under Title 35, chapter 2, 3, 20, or 21;

(ii) is devoted exclusively to use in connection with a cemetery or cemeteries for which a permanent care and improvement fund has been established as provided for in Title 35, chapter 20, part 3; and

(iii) is not maintained and operated for private or corporate profit;

(e) institutions of purely public charity;

(f) evidence of debt secured by mortgages of record upon real or personal property in the state of Montana;

(g) public art galleries and public observatories not used or held for private or corporate profit;

(h) all household goods and furniture, including but not limited to clocks, musical instruments, sewing machines, and wearing apparel of members of the family, used by the owner for personal and domestic purposes or for furnishing or equipping the family residence;

(i) a truck canopy cover or topper weighing less than 300 pounds and having no accommodations attached. Such property is also exempt from the fee in lieu of tax.



(j) a bicycle, as defined in 61-1-123, used by the owner for personal transportation purposes;

(k) a watercraft under 11 feet in length and a canoe or a kayak regardless of length.

(2) (a) The term "institutions of purely public charity" includes organizations owning and operating facilities for the care of the retired or aged or chronically ill, which are not operated for gain or profit.

(b) The terms "public art galleries" and "public observatories" include only those art galleries and observatories, whether of public or private ownership, that are open to the public without charge at all reasonable hours and are used for the purpose of education only.

(3) The following portions of the appraised value of a capital investment made after January 1, 1979, in a recognized nonfossil form of energy generation, as defined in 15-32-102, are exempt from taxation for a period of 10 years following installation of the property:

(a) \$20,000 in the case of a single family residential dwelling;

(b) \$100,000 in the case of a multifamily residential dwelling or a nonresidential structure."

Renumber: all subsequent sections

6. Page 4, line 12.

Following: "property"

Strike: ", including all vessels, steamers, and other watercraft except motorboats subject to a fee in lieu of tax"

7. Page 5, line 21.

Following: "companies"

Strike: ", steamboats, vessels, and other watercraft except motorboats subject to a fee in lieu of tax"

8. Page 10, line 15.

Following: "use."

Insert: "(12) The requirements of this section apply to all watercraft subject to a fee in lieu of tax."

9. Page 12, line 17.

Following: "on the"

Strike: "motorboat"

Insert: "watercraft"

10. Page 13.

Following: line 4

Strike: "motorboats"

Insert: "designated watercraft"

11. Page 13, line 6.

Following: "on"

Strike: "motorboats"

Insert: "watercraft 11 feet in length or longer"

12. Page 13, line 10.

Following: "for"

Strike: "motorboats"

Insert: "watercraft"

13. Page 13, line 12.

Following: "Section 9."

Strike: "Motorboat"

Insert: "Watercraft"

14. Page 13, line 13.

Following: "of a"

Strike: "motorboat"

Insert: "watercraft"

15. Page 13.

Following: line 13

Strike: "motorboat"

Insert: "watercraft"

16. Page 13, line 15.

Following: "a"

Strike: "motorboat 14"

Insert: "watercraft 15"

17. Page 13, line 17.

Following: "a"

Strike: "motorboat"

Insert: "watercraft"

Following: "than"

Strike: "14"

Insert: "15"

18. Page 13, line 18.

Following: "than"

Strike: "18"

Insert: "19"

19. Page 13.

Following: line 19

Insert: "(4) The fee for a watercraft more than 19 feet in length but less than 25 feet in length is \$4 a foot or fraction of a foot."

Renumber: subsequent subsection

20. Page 13, line 20.

Following: "a"

Strike: "motorboat 18"

Insert: "watercraft 25"

21. Page 13, line 21.

Following: "is"

Strike: "\$4"

Insert: "\$5"

22. Page 13, line 24.

Following: "on"

Strike: "motorboats"

Insert: "watercraft"

23. Page 14.

Following: line 3

Insert: "NEW SECTION. Section 11. Penalty. The failure to pay the fee in lieu of tax as provided in [sections 5, 8, and 9] is a misdemeanor, punishable by a fine equal to 25% of the fee in lieu of tax that is due upon the watercraft for the current year of registration."

Renumber: all subsequent sections

24. Page 14, line 8.

Following: "12."

Strike: "Applicability"

Insert: "Effective date"

Following: "act"

Insert: "is effective on passage and approval and"

25. Page 14.

Following: line 8

Strike: "motorboats"

Insert: "watercraft"

And, as amended, do pass. Report adopted.

HB 223, introduced bill, be amended as follows:

1. Title, line 6.

Following: "RESEARCH"

Strike: "FROM 5 PERCENT TO 3 PERCENT"

2. Title, line 7.

Following: "ALLOCATING"

Strike: "2 PERCENT"

Insert: "A PORTION"

3. Page 3.

Following: line 2

Strike: "3%"

Insert: "4%"

4. Page 4.

Following: line 7

Insert: "(j) 1% to the earmarked revenue fund for conservation districts;"

Reletter: subsequent subsections

5. Page 4, line 10.

Following: "state:"

Strike: ".,"

Insert: ".,"

6. Page 4, lines 11 and 12.

Strike: lines 11 and 12 in their entirety

Insert: "NEW SECTION. Section 2. Conservation district account — administration. (1) There is a conservation district account in the earmarked revenue fund of the state treasury. Money is paid into this account under 15-35-108. The state treasurer shall draw warrants payable from this account on order from the department of natural resources and conservation.

(2) The department of natural resources and conservation shall administer the conservation district account. The money shall be distributed from the account to the conservation districts on the basis of need. A conservation district may submit an application to the department of natural resources and conservation for a grant of funds for purposes that conservation districts are authorized to perform.

(3) A conservation district is not eligible to receive a grant unless it has exhausted its authorized mill levels.

(4) The department of natural resources and conservation may adopt rules implementing this section that provide for the form and



content of applications and the criteria, terms, and conditions for making grants.”

And, as amended, do pass. Report adopted.

Committee adopted the following Statement of Intent:

**STATEMENT OF INTENT  
HOUSE BILL 223**

Because HB 223 directs the Department of Natural Resources and Conservation to adopt rules establishing the form and content of applications and the criteria, terms, and conditions for making grants to conservation districts from the funds appropriated to the conservation districts earmarked revenue account from the allocation of 1% of the coal severance tax, the House Committee on Taxation issues this statement of intent for the purpose of clarifying that authority.

Section 2 of HB 223 provides rulemaking authority in the Department of Natural Resources and Conservation. It is contemplated the rules should address the following:

- (a) the form of an application for a grant to a conservation district;
- (b) the content that must be included in an application, including but not limited to:
  - (1) the name of the district;
  - (2) a statement that the maximum statutory mill levage [sic] has been levied;
  - (3) the sources of funding the conservation district is receiving that the grant is intended to supplement;
  - (4) the special project or purpose, including administrative purposes, which must be a recognized purpose for which conservation districts are authorized by law;
  - (5) a statement of the need for the grant; and
  - (6) an authorized signature
- (c) the criteria under which the department may grant funds, including but not limited to:
  - (1) the basis of the need for a grant;
  - (2) the availability of other funding sources;
  - (3) the type of project or purpose; and
  - (4) the maximum amount of funding
- (d) such terms and conditions that would insure that the grant funds are used for the purposes specified by statute;
- (e) such rules as may be necessary to monitor and account for the disbursement and expending of any grant funds.

HB 343, do pass. Report adopted.

Representative Azzara excused at this time.

**MESSAGES FROM THE OTHER HOUSE**

Senate Bills passed as amended and transmitted to the House for concurrence:

1/28/81

Senate Bill No. 4, introduced by Galt

Senate Bill No. 41, introduced by Hafferman

Senate Bill No. 86, introduced by Galt, Tveit, Manley, et al.

Senate Bills passed and transmitted to the House for concurrence: 1/28/81

Senate Bill No. 119, introduced by Ochsner, Hager, et al.

Senate Bill No. 136, introduced by Etchart, Graham

Senate Bill No. 145, introduced by Hager

Senate Bill No. 169, introduced by Healy, Haffey, Jacobson, et al.

### MOTIONS

Representative Smith moved that SB 59 be taken from the Committee on Agriculture and rereferred to the Select Committee on Water. Motion carried.

Representative Dussault moved that HB 514 be taken from the Committee on Business and Industry and rereferred to the Committee on Human Services. Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 552, introduced by Roush, Iverson, Shontz, Jacobsen, Kolstad, Kennerly, Vinger, E. Smith. Referred to Committee on Taxation.

HB 553, introduced by Brand, Menahan, Hemstad. Referred to Committee on State Administration.

HB 554, introduced by Bergene, Conn, Holliday, Dussault. Referred to Committee on State Administration.

HB 555, introduced by R. Manning, Brand, Bertelsen, Donaldson, Thoft, Healy, Dozier, Hazelbaker. Referred to Committee on State Administration.

HB 556, introduced by R. Manning, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Human Services.

HB 557, introduced by D. Brown, Quilici, Daily, Brand, Waldron, Dozier, Pavlovich, Harrington, Dussault, R. Manning, McBride, Kessler, Metcalf, Nilson, O'Connell, Zabrocki, Keedy, Harper, Huennekens, Yardley, Oberg, Menahan, Kemmis, Bengtson, Abrams, Shelden, Teague, Pistoria, Azzara, Hart, Williams. Referred to Committee on Labor and Employment Relations.

HB 558, introduced by D. Brown, Keyser. Referred to Committee on State Administration.

HB 559, introduced by Neuman, Kemmis, Kessler, Menahan, Azzara, Zabrocki, Shontz, Kennerly, O'Connell, Oberg, Dozier, Harrington, Jacobsen, Quilici, Daily, Bardanouve, Metcalf, Dussault, Holliday, Abrams, McBride, Robbins, Teague, Shelden, Waldron, Hart, Manuel, (By Request of the Office of the Governor). Referred to Committee on Taxation.

HB 560, introduced by Lund. Referred to Committee on Appropriations.

HB 561, introduced by Sivertsen, (By Request of the Department of Revenue). Referred to Committee on Taxation.

HB 562, introduced by Thoft. Referred to Committee on Local Government.

HB 563, introduced by Bardanouve, (By Request of the Governor). Referred to Committee on Appropriations.

HB 564, introduced by Hurwitz, Galt, (By Request of the Department of Fish, Wildlife, and Parks). Referred to Committee on Appropriations.

HB 565, introduced by Roth, Marks, Moore. Referred to Committee on State Administration.

HB 566, introduced by Hemstad, Hager. Referred to Committee on Agriculture, Livestock and Irrigation.

HB 567, introduced by Hemstad, Hager. Referred to Committee on Appropriations.

HB 568, introduced by Hemstad, Pavlovich, Donaldson, Fabrega, Meyer, B. Brown, Dussault, Daily, Quilici, Lory, R. Anderson, Iverson, Andreason, Stobie, Stimatz, Metcalf, Yardley, Jacobsen, Phillips, Marks, D. O'Hara, Burnett, Oberg, Asay, Ochsner, Kitselman, Menahan, Bengtson, Kropp, Harper, C. Smith, Ellison, Vinger, McLane, Kemmis, O'Connell, Zabrocki, Matsko, Manuel, Roush, Kessler, Seifert, Bennett, Robbins, Harrington, Harp, Keedy, Bergene, Conn, Dozier, McBride, Nordtvedt. Referred to Committee on Appropriations.

HB 569, introduced by Kemmis, Dover, Bardanouve, Vincent, Boylan, Quilici, Menahan, Kolstad, Eck, Roth, Bertelsen, Harrington, Seifert, Lory, Jensen, Jacobson, Galt, Keating, Halligan, McBride. Referred to Committee on Business and Industry.

HB 570, introduced by Holliday, Conroy, Iverson, Sivertsen. Referred to Committee on Appropriations.

HB 571, introduced by Ernst, Thoft, Brand, Marks. Referred to Committee on Judiciary.

The following Senate bills were introduced, read first time and referred to committees:

SB 4, introduced by Galt. Referred to Committee on Agriculture, Livestock and Irrigation.

SB 41, introduced by Hafferman. Referred to Committee on Taxation.

SB 86, introduced by Galt, Tveit, Manley, Hafferman, McCallum, M. Anderson, Lee, B. Brown. Referred to Committee on State Administration.

SB 119, introduced by Ochsner, Hager, Etchart, M. Anderson, Lee. Referred to Committee on Judiciary.

SB 136, introduced by Etchart, Graham. Referred to Committee on Agriculture, Livestock and Irrigation.

SB 145, introduced by Hager. Referred to Committee on Judiciary.

SB 169, introduced by Healy, Haffey, Jacobson, Stimatz, Thomas, Eck, Hazelbaker, (By Request of the Department of Highways). Referred to Committee on Highways and Transportation.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Ernst in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

That HB 36 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller,



Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 87

Noes: Harper, Keedy, Kemmis, Lory, Seifert.  
Total 5

Excused: Azzara, Conroy, Ryan.  
Total 3

Absent or not voting: Burnett, Feda, Hurwitz, Roth, Stobie.  
Total 5

Representative Fagg moved that consideration on HB 121 be passed for the day. Motion carried.

Representative Sivertsen moved that HB 201, second reading copy, be amended as follows:

1. Page 1, lines 22 through 24.

Following: "compilations"

Strike: lines 22 through 24 in their entirety

2. Page 2, line 14.

Following: "to"

Strike: "location,"

3. Page 2, line 16.

Following: "appeal."

Insert: "The department shall not reveal the exact location nor the names of the buyers or sellers of properties designated by the department as comparable sales."

Amendment passed by the following vote:

Ayes: Abrams, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko; McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Quilici, Robbins, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Winslow, Yardley, Zabrocki.  
Total 83

Noes: None.  
Total 0

Excused: Azzara, Conroy, Ryan.  
Total 3

Absent or not voting: Anderson, Burnett, Donaldson, Hurwitz, Kessler, Marks, Menahan, Phillips, Pistoria, Roth, Smith, Stobie, Vinger, Williams.  
Total 14

And HB 201, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss,

Daily, Devlin, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Azzara, Conroy, Ryan.

Total 3

Absent or not voting: Burnett, Donaldson, Ellison, Hart, Hurwitz, Kessler, Roth, Smith, Stobie.

Total 9

That HB 248 do pass. Motion failed by the following vote:

Ayes: Anderson, Andreason, Bennett, Brand, Burnett, Cozzens, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Gould, Hannah, Harp, Hemstad, Iverson, Jacobsen, Jensen, Keyser, Kitselman, Lund, McLane, Nilson, O'Connell, O'Hara, Pavlovich, Pistoria, Robbins, Seifert, Sivertsen, Smith, Switzer, Underdal, Vinger, Winslow.

Total 36

Noes: Abrams, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Donaldson, Dozier, Dussault, Eudaily, Fabrega, Fagg, Feda, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, Phillips, Quilici, Roush, Sales, Schultz, Shelden, Shontz, Spilker, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 57

Excused: Azzara, Conroy, Ryan.

Total 3

Absent or not voting: Hurwitz, Menahan, Roth, Stobie.

Total 4

That HB 248 do not pass by the following vote:

Ayes: Abrams, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Devlin, Donaldson, Dozier, Dussault, Ellerd, Eudaily, Fabrega, Fagg, Feda, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Phillips, Quilici, Robbins, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 73

Noes: Anderson, Andreason, Bennett, Brand, Burnett, Cozzens, Curtiss, Daily, Ellison, Ernst, Gould, Hannah, McLane, O'Connell, O'Hara, Pavlovich, Pistoria, Sivertsen, Smith, Teague.

Total 20

Excused: Azzara, Conroy, Ryan.

Total 3

Absent or not voting: Hurwitz, Manuel, Roth, Stobie.

Total 4

Representative Mueller moved that HB 263, second reading copy, be amended as follows:

1. Page 2, lines 1 through 3.

Following: "(b)"

Strike: lines 1 through 3 in their entirety

Insert: "qualify this service by paying an amount equal to the normal employer and employee contributions plus interest"

Amendment passed by the following vote:

Ayes: Abrams, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Quilici, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Azzara, Conroy, Ryan.

Total 3

Absent or not voting: Anderson, Feda, Hurwitz, Kemmis, Kitselman, Pavlovich, Pistoria, Robbins, Roth, Stobie, Yardley.

Total 11

And HB 263, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Azzara, Conroy, Ryan.

Total 3



Absent or not voting: Hurwitz, Marks, Robbins, Roth, Stobie.  
Total 5

Representative Phillips moved that HB 264, second reading copy, be amended as follows:

1. Page 2, lines 4 through 6.  
Following: "(b)"  
Strike: lines 4 through 6 in their entirety  
Insert: "qualify this service under 19-3-505"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 90

Noes: None.  
Total 0

Excused: Azzara, Conroy, Ryan.  
Total 3

Absent or not voting: Huennekens, Hurwitz, Menahan, Quilici, Roth, Sivertsen, Stobie.  
Total 7

And HB 264, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 93

Noes: Nordtvedt.  
Total 1

Excused: Azzara, Conroy, Ryan.  
Total 3

Absent or not voting: Hurwitz, Roth, Stobie.  
Total 3

That the Committee rise and report. (Ernst, Chairman). Report adopted. (87-3)

# **MOTIONS**

Representative Bergene moved that HB 495 be taken from the Committee on Judiciary and rereferred to the Committee on Business and Industry. Motion carried.

## **SPECIAL ORDERS OF THE DAY**

Consent Calendar

Discussion was allowed on HB 265.

Representative Fagg moved that the House adjourn until 3:00 p.m., January 30, 1981.

Motion carried.

House adjourned at 4:55 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk





## TWENTY-THIRD LEGISLATIVE DAY

Helena, Montana  
January 30, 1981

House Chambers  
Capitol Building

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Hurwitz, Kanduch, O'Connell, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Twenty-second Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 1/30/81

Correctly printed - HB 56, HB 172, HB 178, HB 183, HB 204,  
HB 215, HB 220, HB 223, HB 246, HB 273, HB 300, HB 301,  
HB 315, HB 317, HB 335, HB 343.

Correctly engrossed - HB 36, HB 201, HB 263, HB 264.

Considered correctly engrossed - HB 316.

EDUCATION AND CULTURAL RESOURCES (Eudaily, Chairman):

1/28/81

HB 157, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Huennekens, Iverson, Jacobsen, Jensen, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 77

Noes: Bengtson, Brand, Brown, Daily, Harrington, Holliday, Manning, Oberg, Pavlovich, Pistoria, Teague, Thoft, Vincent, Williams.

Total 14

Excused: Hurwitz, Kanduch, O'Connell.

Total 3

Absent or not voting: Anderson, Burnett, Keedy, Lory, Matsko, O'Hara.

Total 6

HB 158, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Briggs, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould,

Hannah, Hanson, Harp, Harper, Hart, Hemstad, Huennekens, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 73

Noes: Bardanouve, Bengtson, Brand, Brown, Daily, Harrington, Holliday, Manuel, Menahan, Nilson, Oberg, Pavlovich, Pistoria, Quilici, Shelden, Shontz, Teague, Thoft, Vincent, Waldron, Williams.

Total 21

Excused: Hurwitz, Kanduch, O'Connell.

Total 3

Absent or not voting: Anderson, Burnett, Lory.

Total 3

HUMAN SERVICES (Gould, Chairman):

1/28/81

HB 268, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Nordtvedt.

Total 1

Excused: Hurwitz, Kanduch, O'Connell.

Total 3

Absent or not voting: Burnett.

Total 1

JUDICIARY (Keyser, Chairman):

1/28/81

HB 289, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Quilici, Robbins,

Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 87

Noes: Conroy, Curtiss, Keedy, Matsko, McLane, Pavlovich, Pistoria, Roth.  
Total 8

Excused: Hurwitz, Kanduch, O'Connell.  
Total 3

Absent or not voting: Burnett, Shontz.  
Total 2

BUSINESS AND INDUSTRY (Fabrega, Chairman): 1/29/81

HB 238, do pass. Report adopted.

HB 239, introduced bill, be amended as follows:

1. Title, line 6.

Following: "MCA"

Insert: "; PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 1, line 10.

Following: "(+)"

Insert: "(1)"

3. Page 4.

Following: line 3

Insert: "(2) Notwithstanding the provisions of any other law, a retail charge account agreement may provide for and the seller or holder may charge, collect, and receive a finance charge as specified herein for the privilege of paying in installments thereunder. The finance charge may be computed from month to month (which need not be a calendar month) or other regular billing cycle period by applying a rate not to exceed 1 ½ % for each such monthly period to an amount (not including any unpaid finance charge) not in excess of the greatest of:

(a) the average daily balance in the account in the billing cycle period;

(b) the ending balance of the account as of the last day of the billing cycle less the amount of purchases charged to the account during that billing cycle; or

(c) the median amount within a \$10 range within which such average daily balance or beginning balance falls, provided the seller applies the same rate of finance charge to all such balances within such range.

(3) If the finance charge so determined pursuant to (2) above for such monthly period is less than 50 cents, a maximum finance charge not in excess of 50 cents may be charged, received, and collected for such period."

4. Page 5.

Following: line 10

Insert: "Section 3. Effective date. This act is effective on passage and approval."

And, as amended, do pass. Report adopted.

JUDICIARY (Keyser, Chairman):

1/30/81



HB 379, do pass. Report adopted.

LABOR AND EMPLOYMENT RELATIONS (Ellerd, Chairman): 1/29/81  
HB 259, introduced bill, be amended as follows:

1. Title, line 9.  
Following: "YEARS"  
Strike: ", "  
Following: "TERMS"  
Strike: ", AND ON CUSTOMARY HOLIDAYS"

2. Page 1, line 23.  
Following: "fall"  
Strike: "; and"  
Insert: "."

3. Page 1, line 24 through line 7 on page 2.  
Strike: these lines in their entirety

4. Page 2, line 13.  
Following: "organizations."  
Insert: "(1)"

5. Page 2, line 25.  
Following: line 24  
Strike: "(1)"  
Insert: "(a)"

6. Page 3, line 2.  
Following: line 1  
Strike: "(2)"  
Insert: "(b)"

7. Page 3, line 4.  
Following: line 3  
Strike: "(3)"  
Insert: "(c)"

8. Page 3, lines 5 through 14.  
Following: "contract"  
Strike: remainder of these lines in their entirety  
Insert: "."

9. Page 3.  
Following: line 14  
Insert: "(2) The exclusions in subsections (1)(a) and (1)(b) apply only if the individual has a contract to perform services in any capacity for any such educational institution for both such academic years or both such terms."

And, as amended, do pass. Report adopted.

HB 342, do pass. Report adopted.

HB 344, do pass. Report adopted.

NATURAL RESOURCES (Iverson, Chairman):  
HB 195, introduced bill, be amended as follows:

1/28/81

1. Title, line 5.  
Following: "STATE"  
Insert: "OF"  
Following: "THAN"  
Strike: "10"

Insert: "5"

2. Page 1, line 11.

Following: line 10

Strike: "10"

Insert: "5"

3. Page 2, lines 5 and 6.

Following: "agents"

Strike: "; or"

Insert: ", provided that agent has in his possession a tax receipt or other evidence indicating the section, township, and range from which the trees were harvested;"

And, as amended, do pass. Report adopted.

HB 277, introduced bill, be amended as follows:

1. Page 1, line 16.

Following: "continues"

Insert: "following the service of notice of the violation"

2. Page 1, lines 20 through 23.

Following: "in"

Strike: "the district court of the first judicial district of this state, in and for the county of Lewis and Clark, or in"

3. Page 1, line 23.

Following: "defendant"

Insert: "or by mutual agreement of the parties involved, in the district court of the first judicial district"

And, as amended, do pass. Report adopted.

SB 62, be concurred in. Report adopted.

STATE ADMINISTRATION (Fedra, Chairman):

1/30/81

HB 341, do pass. Report adopted.

HB 390, introduced bill, be amended as follows:

1. Title, line 5.

Following: "BUILDING"

Strike: "EXCEPT A JAIL OR HOSPITAL"

2. Page 2, line 4.

Following: "building"

Strike: "except a jail or hospital"

And, as amended, do pass. Report adopted.

## MESSAGES FROM THE OTHER HOUSE

Senate Bills passed as amended and transmitted to the House for concurrence: 1/29/81

Senate Bill No. 73, introduced by McCallum

Senate Bill No. 110, introduced by Story

Senate Bill No. 117, introduced by Dover

Senate Bill No. 141, introduced by Dover, Thomas, M. Anderson, Hafferman

### MOTIONS

Representative Kemmis moved that HB 250 be taken from Second Reading and rereferred to the Committee on Taxation until all appropriation measures have been heard. After considerable discussion, Representative Gould moved the previous question. Motion carried. (56-41) Thereupon, the Kemmis motion failed. (41-56)

Representative Hemstad moved that HB 566 be taken from the Committee on Agriculture and rereferred to the Committee on Human Services. Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 572, introduced by Teague, Dozier, O'Connell, Brand, Pavlovich, Menahan, Ryan, Pistoria, Huennekens, Daily. Referred to Committee on Business and Industry.

HB 573, introduced by Nordtvedt. Referred to Committee on State Administration.

HB 574, introduced by Kitselman. Referred to Committee on Business and Industry.

HB 575, introduced by Kitselman. Referred to Committee on Local Government.

HB 576, introduced by Yardley. Referred to Committee on Judiciary.

HB 577, introduced by Harrington, (By Request of the Board of Professional and Occupational Licensing). Referred to Committee on Business and Industry.

HB 578, introduced by Vincent, Kitselman. Referred to Committee on Business and Industry.

HB 579, introduced by Vincent. Referred to Committee on Taxation.

HB 580, introduced by Feda, (By Request of the Montana Salary Commission and the House Committee on State Administration). Referred to Committee on State Administration.

HB 581, introduced by Donaldson, Mazurek. Referred to Committee on Local Government.

HB 582, introduced by Keyser, Ellison, Iverson, Marks. Referred to Committee on Fish and Game.

HB 583, introduced by Burnett. Referred to Committee on Judiciary.

HB 584, introduced by Ellison, Dussault, (By Request of the Office of Public Instruction). Referred to Committee on State Administration.

HB 585, introduced by Kanduch, Pavlovich. Referred to Committee on Education and Cultural Resources.

HB 586, introduced by Kanduch. Referred to Committee on State Administration.

HB 587, introduced by Hanson, Lory, Eudaily, Andreason, Dussault, Waldron, Kemmis, R. Anderson, Norman. Referred to Committee on Education and Cultural Resources.

HB 588, introduced by Mueller, Bennett, Holliday, Shelden, Roush, Hafferman. Referred to Committee on State Administration.

HB 589, introduced by Pavlovich, D. Brown, Daily, Feda, Seifert, Moore, Bergene, Dozier, Conn, Harrington, Asay, Healy, Vinger, Goodover, Hemstad, Jacobson, Keyser, Fabrega, Bennett, Sales, Teague, Manuel, R. Manning, Nelson, Menahan, Kanduch, Keedy, Gould, Sivertsen. Referred to Committee on Taxation.

HJR 21, introduced by Seifert, Harp, Kanduch, Pavlovich, Quilici, Ellison, Briggs, Manuel, Conroy, Hemstad, Boylan, Burnett, Zabrocki, Graham, Vinger, Ryan. Referred to Committee on Rules.



The following Senate bills were introduced, read first time and referred to committees:

SB 73, introduced by McCallum, (By Request of the Department of Social and Rehabilitation Services). Referred to Committee on Human Services.

SB 110, introduced by Story. Referred to Select Committee on Water.

SB 117, introduced by Dover. Referred to Committee on Human Services.

SB 141, introduced by Dover, M. Anderson, Hafferman, Thomas, (By Request of the Department of Natural Resources and Conservation). Referred to Committee on Natural Resources.

### SPECIAL ORDERS OF THE DAY

The Sergeant-at-Arms escorted the Honorable Congressman Ron Marlenee to the rostrum. After being presented to the members of the House, Congressman Marlenee gave the following address:

Mr. Speaker, honorable members of the House.

Thank you for allowing me to come before you to talk about some issues that impact our state. It was a special pleasure for me to participate in the dedication of the West Wing Gallery for Outstanding Montanans yesterday. My pleasure is hereby doubled by having the opportunity to speak to the largest group of outstanding Montanans that assemble within our boundaries.

Out in this body, I see my representative and you can be sure I rely on him and lobby him just like every other constituent.

There are a number of important issues that will be coming before the 97th Congress that I wanted to share with you. By taking this approach, I feel we will be able to work together to insure that the interests of Montana will be protected, and that when legislation is put into place, it will be coordinated with you and be of long-term benefit to the state.

The single most important issue now before Congress is the national economy. It is going to require some tough decisions on the part of the Administration, Congress, and you as legislators. We have to bite the bullet, and it will not be easy. I have to say that I heartily endorse the actions of President Reagan in placing a hiring freeze, imposing a 60-day moratorium on federal regulations, which included the last ditch effort by former Secretary Andrus to push through the reservation water rights.

Let's first address the issue of energy development. Our state is at a crossroad in relation to what kind of development *we* allow to occur. Along this line, I feel the most immediate and critical threat will be to the coal severance tax. This has already come up in the new Congress, and we have to put forth another intensive effort to bring this threat to a halt.

Last year, Congressman Phil Sharp of Indiana sponsored legislation that would have reduced allowable severance taxes on coal to 12.5%. There were over 50 cosponsors of that bill, and it did gain approval from the House Interstate and Foreign Commerce Committee. I want you to understand that the bill is back.

Senator Durgenburger of Minnesota has introduced Senate Bill 178—the same limitation on our severance tax—and he has already gained 9 Senate cosponsors for the bill. It is an issue which is being embraced, for various reasons, by both Democrats and Republicans in Congress.

The House version of the bill, H.R. 1313, was introduced this past Tuesday, and has been referred to Congressman Sharp's Committee on Energy and Commerce. I believe we can expect Mr. Sharp to ram this bill through committee. I have already sent a letter of request to Chairman Morris Udall of my Interior Committee asking that the bill be referred to us. The matter belongs, legally, in the Interior Committee. I am going to do everything I can to see that it is referred to us.

The point I want to make here, is that when Senator Durgenburger introduced his bill, he did it with a press conference that attracted major news coverage. You must understand, he has a well-financed lobby group and public relations firm supporting his position, and promoting it in all the different media.

This group is taking the lead in the offensive against our severance tax. The problem is, of course, that the offensive is really nothing more than a fancy "snow job". Those seeking to limit the tax are presenting only one side of the issue, and using facts and figures which are slanted to make their position look good. This is certainly not an unusual tactic in Congress, but the problem lies in the fact that they are getting away with it. We have the facts and figures to contradict theirs, and show the fallacy of their argument—but we do *not* have the access to the media that they are able to command. And make no mistake, a large part of this battle will be fought not only in the halls of Congress, but also in the media.

Many of you may not be aware that a major Washington, D.C. law firm—O'Connor and Hannon—has been hired to lobby on behalf of those wanting to limit the coal severance tax. Some of the principals of this law firm have been major political fund-raisers. There is not any doubt that the people of this firm have a pipeline to many members of Congress and wield an extreme amount of influence.

The forces lined up in this fight against Montana carry a big club, no question about it. For another example, the National Coal Consumers Alliance—a name that would lead you to believe that it is an alliance of home owners and utility customers—but is in reality an alliance of large utilities involved in the Supreme Court case. They have over \$100,000 to spend in lobbying and advertising against Montana's position. They have put out several impressive looking publications so far, and have distributed them to members of Congress.

Those who want to cut our severance tax count among their supporters Mr. William Rogers—a former U.S. Attorney General—and former Senator Brooke of Massachusetts. In addition, the Midwest-Northeast Coalition, which is a group made up of members of Congress, are vigorously supporting this legislation. In fact, they recently filed before the U.S. Supreme Court a brief against our tax.

We have been able to defeat the limitation on our severance tax in the last Congress. However, we have had to come from a defensive position to do so. It is imperative that we now—*together*—mount our own offensive.

The question is, how do we do it? I believe this is an area where the State Legislature can take some action.

Several months ago, it came to my attention that Montana, along with Wyoming, was considering the possibility of hiring a firm to lobby our position in the media and also Congress. This is a positive step, and one which must be pursued if we are to achieve maximum effectiveness.

The people of Montana are aware of the true facts about the coal severance tax. We have to convince the people in Minnesota, Indiana, Iowa,

Massachusetts, and other states that this tax is *not* a burden on them as utility customers, and that the tax is mutually beneficial. That both the buyer and the seller in any transaction must be satisfied—or it's no deal. This battle may finally be won on a tide of public opinion.

Another area of real concern to Montana is one that has been before you already—the management of our public lands.

About one-third of the State of Montana is owned by the federal government. The Administration and my committee will be undertaking a close examination of the management of those lands. As Minority Chairman on Forests, Family Farms, and Energy—as Minority Chairman on Oversight and Investigation of the Interior Committee—and as a ranking member of Public Lands and Parks, I expect to have a positive and major role on public lands policy. And that means a major role for Montana.

As Chairman of Oversight and Investigation, I expect to immediately begin to examine the costly duplication of studies where data bases already exist, and to expose excessive employment of Interior Personnel as a result of that duplication and unnecessary study practices. From this position, I will have the opportunity to address areas of major concern to Montana, such as the Sagebrush Rebellion and single-use land policies.

I heartily endorse the multiple-use concept. In the past, most of our public lands were managed as multiple use, and managed for the most part, very well. I feel the new Congress will be taking a much more balanced approach to the management of public lands, and I might add, it is long overdue.

If there is a danger to reasonable and balanced public land policy, I think it will come in tactics that have been increasingly used by some extreme groups to force management limitations into public land policy that they are unable to get through Congress. Those tactics involve filing a lawsuit in federal court before a sympathetic judge to get a favorable ruling. This tactic, more than any other, proves to me that the extremists are a small minority that have been able to sue their way into having a major voice in public lands policy. That voice has for a long time, far exceeded the actual public sentiment for such policy. It is high time to limit that kind of activity.

This is not to say there aren't some areas deserving of some special protection. The Bob Marshall Wilderness is a good example, but the key to the matter is, again, in the word "balanced". A couple examples of poor decisions is the waste of time and money on the wilderness studies mandated for the BLM in Eastern Montana, and the current state of affairs on the Charles M. Russell Wildlife Refuge, which can be cited as a prime example of single-use concept being pushed by an agency.

I know the Legislature, as I am, is concerned about the effects of the Clean Air Act on the industry of Montana. That act will be under review by Congress this year, and I feel it is time to take a long look at it. Too often, we have seen arbitrary regulations imposed which go far beyond what is really necessary to reach the objective—and far beyond the intent of Congress. The extent to which these regulations, written for the most part by unelected bureaucrats, can cause problems was sharply borne out by the recent shutdown of the Anaconda Smelter and Great Falls refinery by the Anaconda Copper Company. If agencies will not respond with sensitivity, let us change the law so that they are forced to.

As some of you know, I am lobbied by our own state agencies. I ask you—how many of these agencies are promoting programs of dubious benefit to anyone but the agency, and directed toward bureaucratic empire building?



I think this is an area where you can offer some help. I would like to see the Legislature, in cooperation with Governor Schwinden, put together a task force to take a look at the needed changes in federal law which would allow Montana to eliminate wasteful, unnecessary, and unduly restrictive programs.

We in Congress can and do change laws and regulations, but in some cases, the problem is not at the federal level. A good example is the law, passed by Congress in 1976, regarding solid waste facilities. The Montana Department of Health and Environmental Sciences, with the rules they laid down, far exceeded Congressional intentions. I have had a number of cities and counties in the state complain to me about these arbitrary rules instituting requirements far beyond the ability of local governments to pay for. The smaller communities simply do not have the revenues to pay for a multitude of programs written by people who don't know what it means to live under a budget—who care only for the propagation of their own rules and regulations, and don't seem to understand that by the time communities pay for clean air, clean water, solid waste, secondary treatment plants, regulated schools and hospitals, and a multitude of other mandated programs—there's not enough left over to properly fund a police force. This—we—you and I, must attempt to change.

I intend to write and push for legislation with an exemption to these regulations for towns of under 5-thousand population. However, if your own state agencies are exceeding what the law intended, that is beyond any control Congress has. I think that you, as legislators, can do a beneficial service for the people of Montana by putting some well-placed curbs on your own agencies.

Another area of concern is that of transportation. We need to improve rail service throughout the west and midwest, and get better turn about times at terminals and so on. The USDA is currently working on a proposal to experiment with railroad co-ops along the line of rural electrics. It is my understanding that Montana has been approached with this idea, and I think that if Governor Schwinden should institute an application for a pilot project to the USDA, I will lend my assistance and support.

We must also insure that funds are available to complete our highway system.

I may work in Washington, but by golly, Montana is my home. My state, and my country is of the highest importance to me. I congratulate you for your responsibility and trust, and I thank you for your personal sacrifice in consenting to do this job.

I will be around the Speaker's office for about an hour, and if any of you would like to confer on a one-to-one basis, please feel free to do so.

Thank you, and good afternoon.

### **SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Seifert in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representatives Donaldson and Jacobsen excused at this time.

That HB 121 do pass. Representative Fabrega made a substitute motion that consideration on HB 121 be passed for the day. Motion carried.

That HB 74 do pass by the following vote:

Ayes: Brown, Cozzens, Dozier, Ellerd, Ellison, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Hart, Hemstad, Iverson, Kemmis, Kennerly, Kropp, Manuel, Marks, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Robbins, Roush, Ryan, Sales, Shontz, Spilker, Stobie, Thoft, Underdal, Williams, Winslow, Zabrocki.

Total 43

Noes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Conn, Devlin, Dussault, Ernst, Eudaily, Harp, Holliday, Huennekens, Jensen, Keedy, Kessler, Keyser, Kitselman, Lory, Manning, McBride, Neuman, Pavlovich, Quilici, Roth, Schultz, Seifert, Shelden, Smith, Switzer, Teague, Vincent, Vinger, Waldron, Wallin, Yardley.

Total 41

Excused: Donaldson, Hurwitz, Jacobsen, Kanduch, O'Connell.

Total 5

Absent or not voting: Azzara, Brand, Burnett, Conroy, Curtiss, Daily, Harrington, Lund, Menahan, Pistoria, Sivertsen.

Total 11

Representative Kropp excused at this time.

That HB 250 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Phillips, Pistoria, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 79

Noes: Bardanouve, Brand, Daily, Dozier, Dussault, Harrington, Hart, Huennekens, Manning, McBride, Menahan, Metcalf, Oberg, Pavlovich, Quilici, Robbins, Waldron, Yardley.

Total 18

Paired: Donaldson, Hurwitz, Jacobsen, Kropp, Ayes; Daily, Harrington, Pavlovich, Quilici, Noes.

Excused: Kanduch, O'Connell.

Total 2

Absent or not voting: Seifert.

Total 1

Representative Donaldson present at this time.

Representative Vinger moved that HB 256, second reading copy, be amended as follows:

1. Page 1, line 17.

Following: "\$10,000 or"

Insert: ",",

2. Page 1, line 19.

Strike: "\$25,000"

Insert: "\$10,000 or for the repair or maintenance of any building, road, or bridge for which must be paid a sum in excess of \$25,000"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jensen, Keedy, Kennerly, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Kemmis, Sales, Waldron.

Total 3

Excused: Hurwitz, Jacobsen, Kanduch, Kropp, O'Connell.

Total 5

Absent or not voting: Devlin, Harrington, Kessler, Marks, Phillips, Smith.

Total 6

And HB 256, as amended, do pass by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 84

Noes: Bardanouve, Gould, Keedy, McBride, Moore, Pistoria, Yardley.

Total 7

Excused: Hurwitz, Jacobsen, Kanduch, Kropp, O'Connell.

Total 5

Absent or not voting: Anderson, Harrington, Jensen, Smith.

Total 4

Representative Smith excused at this time.

That HB 257 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett,



Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Dussault.

Total 1

Excused: Hurwitz, Jacobsen, Kanduch, Kropp, O'Connell, Smith.

Total 6

Absent or not voting: Harrington, Huennekens, Jensen, Lund, Marks, Roth.

Total 6

Representative Sales moved that HB 270, second reading copy, be amended as follows:

1. Title, line 6.

Following: "EXPENSES"

Insert: "FOR"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Marks, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Brand, Eudaily, McBride, Menahan, Oberg.

Total 5

Excused: Hurwitz, Jacobsen, Kanduch, Kropp, O'Connell, Smith.

Total 6

Absent or not voting: Andreason, Harrington, Jensen, Lund.

Total 4

Representative Bengtson excused at this time.

And HB 270, as amended, do pass. Representative Metcalf made a substitute motion that consideration on HB 270 be passed for the day. Motion carried. (48-39)

That HB 271 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily,

Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Bengtson, Hurwitz, Jacobsen, Kanduch, Kropp, O'Connell, Smith.

Total 7

Absent or not voting: Bardanouve, Burnett, Jensen, Lund, Menahan, Pavlovich.

Total 6

That HB 274 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Bengtson, Hurwitz, Jacobsen, Kanduch, Kropp, O'Connell, Smith.

Total 7

Absent or not voting: Burnett, Devlin, Jensen, Lund.

Total 4

That HB 287 do pass. Representative Fabrega made a substitute motion that HB 287 be passed to the bottom of the board. Motion carried.

That HB 296 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jensen, Keedy, Kemmis, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Bengtson, Hurwitz, Jacobsen, Kanduch, Kropp, O'Connell, Smith.

Total 7

Absent or not voting: Conn, Kennerly, O'Hara, Roth.

Total 4

That HB 302 do pass. Representative Feda made a substitute motion that HB 302 be passed to the bottom of the board. Motion carried.

Representative Kemmis moved that consideration on HB 331 be passed for the day. Motion carried.

That HB 353 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Bengtson, Hurwitz, Jacobsen, Kanduch, Kropp, O'Connell, Smith.

Total 7

Absent or not voting: Hannah, Harrington, Teague.

Total 3

That HB 287 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Bengtson, Hurwitz, Jacobsen, Kanduch, Kropp, O'Connell, Smith.



Total 7

Absent or not voting: Bardanouve, Menahan.

Total 2

Representative Bardanouve moved that consideration on HB 302 be passed for the day. Motion carried.

Representative Bengtson present at this time.

That the Committee rise and report. (Seifert, Chairman). Report adopted. (89-5)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Joint Resolution No. 6 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Hurwitz, Jacobsen, Kanduch, Kropp, O'Connell, Smith.

Total 6

Absent or not voting: None.

Total 0

House Bill No. 150 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Hurwitz, Jacobsen, Kanduch, Kropp, O'Connell, Smith.

Total 6

Absent or not voting: None.

Total 0

House Bill No. 174 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Spilker, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Asay, Conroy, Feda, Moore, Roth, Seifert, Sivertsen, Stobie, Thoft, Vinger.

Total 10

Excused: Hurwitz, Jacobsen, Kanduch, Kropp, O'Connell, Smith.

Total 6

Absent or not voting: None.

Total 0

House Bill No. 197 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Hurwitz, Jacobsen, Kanduch, Kropp, O'Connell, Smith.

Total 6

Absent or not voting: None.

Total 0

House Bill No. 255 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg,

O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 93

Noes: None.  
Total 0

Excused: Hurwitz, Jacobsen, Kanduch, Kropp, O'Connell, Smith.  
Total 6

Absent or not voting: Bergene.  
Total 1

### CONSENT CALENDAR

House Bill No. 265 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Iverson, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 88

Noes: Bengtson, Brand, Hart, Menahan, Vinger.  
Total 5

Excused: Hurwitz, Jacobsen, Kanduch, Kropp, O'Connell, Smith.  
Total 6

Absent or not voting: Azzara.  
Total 1

### MOTIONS

Representative Conroy moved that HB 121 be taken from Second Reading and rereferred to the Committee on Taxation for the purpose of amendment. Motion carried.

Representative Spilker complimented the membership on their progress this session. She reported that 588 bills have been introduced (compared with 460 at this time last session) and that 205 bills have passed the hearing stage (compared with 60 at this time last session). She thanked the members for their effort.

### SPECIAL ORDERS OF THE DAY

The Speaker introduced Kim Barrett, Debbie Susong, Sara Dyk, Marlene Faught, Danny Knopfle, Teddi Nachtsheim, Leisa Brass, and Lori Omang, this week's pages, and thanked them for their services.



Representative Fagg moved that the House adjourn until 9:00 a.m., January 31, 1981.

Motion carried.

House adjourned at 6:55 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk



## TWENTY-FOURTH LEGISLATIVE DAY

Helena, Montana  
January 31, 1981

House Chambers  
Capitol Building

House convened at 9:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Curtiss, Hurwitz, Kanduch, Kropp, Oberg, excused; Bergene, Harrington, absent. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Twenty-third Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 1/31/81  
Correctly printed - HB 238, HB 341, HB 342, HB 344, HB 379.  
Correctly engrossed - HB 74, HB 250, HB 271, HB 274, HB 287, HB 296.  
Considered correctly engrossed - HB 353.

AGRICULTURE, LIVESTOCK AND IRRIGATION (Smith, Chairman): 1/28/81

HB 247, introduced bill, be amended as follows:

1. Title, line 6.  
Following: "OF"  
Strike: "ALL"
2. Title, line 7.  
Following: "OF"  
Strike: "12"  
Insert: "4"  
Following: "MONTHS"  
Insert: ", EXCEPT CATTLE WHICH HAVE BEEN SPAYED,"
3. Page 1, line 12.  
Following: "(1)"  
Strike: "No"  
Insert: "Except as provided in subsections (2) and (3), no"
4. Page 1, line 13.  
Following: "of"  
Strike: "12"  
Insert: "4"
5. Page 1.  
Following: line 24  
Insert: "(3) Cattle which have been spayed are exempt from subsection (1)."

And, as amended, do pass. Report adopted.

HB 355, introduced bill, be amended as follows:

1. Page 7, line 16.  
Following: line 15  
Strike: "\$1,000,000"  
Insert: "\$500,000"



And, as amended, do pass. Report adopted.

BUSINESS AND INDUSTRY (Fabrega, Chairman): 1/30/81  
HB 285, do pass. Report adopted.

HIGHWAYS AND TRANSPORTATION (Kropp, Chairman): 1/29/81

#### Consent Calendar

Bill unanimously passed and unanimously placed on consent calendar:

HB 322, do pass. Report adopted.

HB 421, do pass. Report adopted.

### MESSAGES FROM THE GOVERNOR

The Honorable Robert Marks January 9, 1981  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

Dear Mr. Speaker:

This is to inform you that I have signed the following measure this date:  
House Bill No. 1.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Robert Marks January 29, 1981  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 32 and 114.

Sincerely,

TED SCHWINDEN  
Governor

### MESSAGES FROM THE OTHER HOUSE

Senate Bill passed and transmitted to the House for concurrence: 1/30/81

Senate Bill No. 37, introduced by Himsl

Senate Bill passed as amended and transmitted to the House for concurrence: 1/30/81

Senate Bill No. 127, introduced by Norman, Conover, Smith, et al.

### MOTIONS

Representative Fabrega moved that consideration on HB 183 be passed until the 25th legislative day. Motion carried.

Representative Vincent moved that consideration on HB 331 and HB 335 be passed for the day because the chief sponsor, Representative Kanduch, was unable to be here today. Motion carried.

Representative Eudaily moved that consideration on HB 204 be passed until the 25th legislative day because of the absence of the fiscal note. Motion carried.

Representative Eudaily moved that SB 58 be taken from the Committee on Human Services and rereferred to the Committee on Education. Motion carried.

## FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 590, introduced by Waldron, D. Brown. Referred to Committee on Judiciary.

HB 591, introduced by Harper, Seifert, Meyer, Huennekens. Referred to Committee on Taxation.

HB 592, introduced by Teague, Huennekens, Pistoria, Dozier, O'Connell, Shelden, Kessler, Brand, R. Manning, Keedy, Bardanouve, Vincent, D. Brown, Abrams, Harrington, Pavlovich, McBride, Daily, Kemmis, Menahan, Harper, Roush, Dussault, Kennerly, Metcalf, Oberg, Bennett, Hannah, Shontz, Robbins. Referred to Committee on Business and Industry.

HB 593, introduced by Gould, Hart, Dozier, Zabrocki, Asay, Harp, Feda, Oberg, Brand, Healy, Ochsner, Devlin, Stephens, B. Brown, Holliday, Yardley, Thomas, Galt. Referred to Committee on State Administration.

HB 594, introduced by Kemmis, Norman. Referred to Committee on Local Government.

HB 595, introduced by Sivertsen, Nordtvedt, Seifert, Keyser, Dozier, Lee, Kolstad, Pavlovich, Meyer, Fabrega, Iverson, Vinger, Asay, Feda, McLane, Hammond, Hemstad, Daily, Jacobsen, Teague, Manley. Referred to Committee on Judiciary.

HB 596, introduced by Williams, Asay, McLane, Sivertsen, Burnett, Bengtson, Neuman, Ellison, Conroy, Donaldson, Gould, Curtiss, Thoft, Zabrocki, Roth. Referred to Select Committee on Water.

HB 597, introduced by Ernst. Referred to Committee on Business and Industry.

HB 598, introduced by Asay, Keedy, (By Request of the Attorney General). Referred to Committee on Judiciary.

HB 599, introduced by Sivertsen, Iverson, Lee. Referred to Committee on Taxation.

HB 600, introduced by Curtiss, Turnage, Roth, Conroy, Feda, Bengtson, B. Brown. Referred to Committee on Natural Resources.

HB 601, introduced by Curtiss, B. Brown. Referred to Committee on Appropriations.

HB 602, introduced by Curtiss, Harp, B. Brown. Referred to Committee on Appropriations.

The following Senate bills were introduced, read first time and referred to committees:

SB 37, introduced by Himsl, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Human Services.

SB 127, introduced by Norman, Conover, Smith, McCallum. Referred to Committee on Human Services.

**SECOND READING OF BILLS  
(COMMITTEE OF THE WHOLE)**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Vincent in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

That HB 270 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bennett, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lory, Manning, Manuel, Marks, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.  
Total 79

Noes: Azzara, Bengtson, Brand, Brown, Daily, Dozier, Kessler, McBride, Menahan, Pavlovich, Robbins, Teague, Yardley.  
Total 13

Excused: Curtiss, Hurwitz, Kanduch, Kropp, Oberg.  
Total 5

Absent or not voting: Bergene, Harrington, Lund.  
Total 3

That HB 302 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 86

Noes: Brand, Keyser, Menahan, Pavlovich, Teague.  
Total 5

Excused: Curtiss, Hurwitz, Kanduch, Kropp, Oberg.  
Total 5

Absent or not voting: Bergene, Conn, Harrington, O'Connell.  
Total 4



Representative Kessler moved that HB 56 be passed to the bottom of the board. Motion carried.

Representative Ellerd moved that HB 138 be passed to the bottom of the board. Motion carried.

Representatives Bergene and Harrington present at this time.

That HB 172 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: Burnett, Jacobsen.

Total 2

Excused: Curtiss, Hurwitz, Kanduch, Kropp, Oberg.

Total 5

Absent or not voting: Bardanoue, Sivertsen, Stobie, Vinger, Waldron.

Total 5

Representative Oberg present at this time.

Representatives Nordtvedt and Sivertsen excused at this time.

That HB 178 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanoue, Bengtson, Bergene, Brown, Conn, Daily, Donaldson, Dozier, Dussault, Eudaily, Fabrega, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Moore, Mueller, Nilson, Oberg, Pavlovich, Phillips, Quilici, Schultz, Shelden, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 51

Noes: Asay, Bennett, Bertelsen, Brand, Briggs, Burnett, Conroy, Cozzens, Devlin, Ellerd, Ellison, Ernst, Fagg, Feda, Hannah, Iverson, Jacobsen, Jensen, Keedy, Keyser, Marks, McLane, Meyer, Neuman, Nordtvedt, O'Connell, O'Hara, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 45

Paired: Dussault, Moore, Ayes; Nordtvedt, Sivertsen, Noes.

Excused: Curtiss, Hurwitz, Kanduch, Kropp.

Total 4

Absent or not voting: None.

Total 0

That HB 215 do pass by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Feda.

Total 1

Excused: Curtiss, Hurwitz, Kanduch, Kropp, Nordtvedt, Sivertsen.

Total 6

Absent or not voting: Anderson, Brand, Burnett, Lund.

Total 4

That HB 220 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Stobie.

Total 1

Excused: Curtiss, Hurwitz, Kanduch, Kropp, Nordtvedt, Sivertsen.

Total 6

Absent or not voting: None.

Total 0

Representatives Curtiss, Nordtvedt, and Sivertsen present at this time.

Representative Menahan excused at this time.

That HB 223 do pass. Representative Kemmis made a substitute motion that consideration on HB 223 be passed for the day. Motion failed. (37-56) Representative Kemmis made a substitute motion that HB 223, second reading copy, be amended. Representative Schultz moved that HB 223 be passed to the bottom of the board. Motion carried.

Representative Bertelsen moved that consideration on HB 56 be passed for the day. Motion carried.

That HB 246 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily,

Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Marks, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 90

Noes: None.  
Total 0

Excused: Hurwitz, Kanduch, Kropp, Menahan.  
Total 4

Absent or not voting: Bardanouve, Bergene, Burnett, Lund, McBride, Smith.  
Total 6

That HB 273 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Bennett, Bertelsen, Briggs, Burnett, Conroy, Curtiss, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Gould, Hannah, Harp, Harrington, Hart, Hemstad, Holliday, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Keyser, Lory, Manning, Manuel, Marks, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, Phillips, Robbins, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Yardley, Zabrocki.  
Total 59

Noes: Asay, Bardanouve, Bengtson, Bergene, Brand, Brown, Conn, Cozzens, Daily, Devlin, Dussault, Ellerd, Fagg, Feda, Hanson, Harper, Huennekens, Kessler, Kitselman, Lund, McBride, Neuman, Nordtvedt, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Roth, Sales, Shelden, Underdal, Vinger, Winslow.  
Total 34

Excused: Hurwitz, Kanduch, Kropp, Menahan.  
Total 4

Absent or not voting: Azzara, Iverson, Williams.  
Total 3

Representatives Dozier and Meyer excused at this time.

That HB 300 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Keedy, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 87



Noes: Azzara, Bennett, Dussault, Kemmis, Shelden, Teague, Waldron.  
Total 7

Paired: Meyer, Aye; Kemmis, No.

Excused: Dozier, Hurwitz, Kanduch, Kropp, Menahan.  
Total 5

Absent or not voting: Jensen.  
Total 1

Representatives Andreason, Curtiss, and Waldron excused at this time.

That HB 301 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Eardanouve, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lund, Manning, Marks, Matsko, McLane, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Zabrocki.  
Total 83

Noes: Eudaily, Kessler, Lory, McBride, Yardley.  
Total 5

Paired: Andreason, Aye; Yardley, No.

Excused: Curtiss, Dozier, Hurwitz, Kanduch, Kropp, Menahan, Meyer, Waldron.  
Total 8

Absent or not voting: Bertelsen, Manuel, Switzer, Vinger.  
Total 4

That the Committee rise and report. (Vincent, Chairman). Report adopted. (85-1)

## MOTIONS

Representative Schultz moved that consideration on HB 223 be passed until the 28th legislative day. Motion carried.

Representative Bergene moved that HB 554 be taken from the Committee on State Administration and rereferred to the Committee on Human Services. Motion carried.

## UNFINISHED BUSINESS

The Speaker appointed the following representatives to the Administrative Code Committee:

Stobie, Chairman  
Schultz  
Harper  
Daily

Representative Fagg moved that the House adjourn until 3:00 p.m., February 2, 1981.

Motion carried.

House adjourned at 12:35 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk





## TWENTY-FIFTH LEGISLATIVE DAY

Helena, Montana  
February 2, 1981

House Chambers  
Capitol Building

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Brand, Seifert, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Twenty-fourth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman):

2/2/81

Correctly printed - HB 96, HB 127, HB 195, HB 239, HB 247, HB 259, HB 277, HB 285, HB 355, HB 390, HB 421.

Correctly engrossed - HB 178, HB 215, HB 220, HB 256, HB 270, HB 273, HB 275, HB 301, HB 302.

Considered correctly engrossed - HB 172, HB 246, HB 257, HB 300, HB 322.

BUSINESS AND INDUSTRY (Fabrega, Chairman):

1/30/81

HB 61, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Brown, Daily, Manuel, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Teague.

Total 9

Excused: Brand, Seifert.

Total 2

Absent or not voting: Shontz.

Total 1

HB 142, as amended, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss,

Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jensen, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, O'Hara, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Sivertsen, Smith, Spilker, Stobie, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 76

Noes: Bengtson, Brown, Daily, Dussault, Hart, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Menahan, Nordtvedt, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Shontz, Switzer, Teague, Vinger, Waldron.

Total 22

Excused: Brand, Seifert.

Total 2

Absent or not voting: None.

Total 0

HB 168, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Pavlovich, Phillips, Robbins, Roth, Ryan, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Abrams, Bengtson, Harp, Hart, Manning, Manuel, Neuman, Nilson, Oberg, O'Connell, Pistoria, Quilici, Roush, Teague, Vinger.

Total 15

Excused: Brand, Seifert.

Total 2

Absent or not voting: Sales.

Total 1

HB 185, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Robbins, Roush, Schultz, Shelden, Sivertsen,

Spilker, Switzer, Thoft, Underdal, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 73

Noes: Asay, Bennett, Brown, Burnett, Conroy, Curtiss, Ellerd, Feda, Harp, Jacobsen, Kanduch, McLane, Pavlovich, Quilici, Roth, Ryan, Sales, Shontz, Smith, Stobie, Teague, Vinger, Wallin.  
Total 23

Excused: Brand, Seifert.  
Total 2

Absent or not voting: Dussault, O'Connell.  
Total 2

Representative Seifert present at this time.

HB 224, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 91

Noes: Ellison, Feda, Moore, Robbins, Roth, Shontz, Teague, Vinger.  
Total 8

Excused: Brand.  
Total 1

Absent or not voting: None.  
Total 0

HB 266, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Mr. Speaker.  
Total 71

Noes: Abrams, Bennett, Brown, Conroy, Daily, Gould, Holliday, Hurwitz, Kanduch, Keyser, Manning, Manuel, Menahan, Nilson, Oberg, O'Connell,



Pavlovich, Pistoria, Quilici, Robbins, Roth, Shontz, Stobie, Teague, Waldron, Yardley, Zabrocki.

Total 27

Excused: Brand.

Total 1

Absent or not voting: Bergene.

Total 1

HB 267, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, Metcalf, Meyer, Moore, Mueller, Neuman, O'Connell, O'Hara, Phillips, Pistoria, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thofo, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Azzara, Bennett, Brown, Gould, Harrington, Kanduch, Manning, McLane, Menahan, Nilson, Nordtvedt, Oberg, Pavlovich, Quilici, Robbins, Stobie, Teague, Waldron.

Total 18

Excused: Brand.

Total 1

Absent or not voting: Ellison.

Total 1

HB 310, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thofo, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 76

Noes: Bardanouve, Bennett, Brown, Daily, Dozier, Harper, Harrington, Hart, Hemstad, Kemmis, Manuel, Menahan, Nilson, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Yardley.

Total 20

Excused: Brand.

Total 1

Absent or not voting: Azzara, Conroy, Teague.

Total 3

HB 386, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Feda, Huennekens, Manning, Menahan, Pistoria, Teague.

Total 6

Excused: Brand.

Total 1

Absent or not voting: Bergene, Kitselman.

Total 2

EDUCATION AND CULTURAL RESOURCES (Eudaily, Chairman):

1/30/81

HB 186, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Azzara, Harrington, Kennerly, Kessler, Menahan, Oberg, Pavlovich, Teague, Vincent, Waldron, Winslow.

Total 11

Excused: Brand, Seifert.

Total 2

Absent or not voting: Cozzens, O'Connell.

Total 2

HB 298, as amended, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 90

Noes: Ellison, Harrington, Kanduch, Oberg, Roth, Stobie, Switzer, Underdal, Yardley.

Total 9

Excused: Brand.

Total 1

Absent or not voting: None.

Total 0

HUMAN SERVICES (Gould, Chairman):

1/30/81

HB 419, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Dozier, Dussault, Harper, Hart, Huennekens, Kessler, Metcalf, Nilson, Shelden, Vincent, Waldron.

Total 11

Excused: Brand.

Total 1

Absent or not voting: Ellison.

Total 1

JUDICIARY (Keyser, Chairman):

1/30/81

HB 361, do not pass. Representative Keyser moved that HB 361 be referred back to the Committee on Judiciary. Motion carried.

HB 363, do not pass. Representative McBride made a substitute motion that HB 363 be printed and placed on Second Reading. Motion failed.



(40-58) Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Andreason, Asay, Bennett, Bertelsen, Briggs, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedá, Hannah, Hanson, Harp, Holliday, Hurwitz, Iverson, Jensen, Kanduch, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Moore, Mueller, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Mr. Speaker.  
Total 61

Noes: Anderson, Azzara, Bardanouve, Bengtson, Bergene, Brown, Conn, Dozier, Dussault, Fabrega, Gould, Harper, Harrington, Hart, Hemstad, Huennekens, Jacobsen, Keedy, Kemmis, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, Robbins, Roth, Shelden, Shontz, Vincent, Waldron, Yardley, Zabrocki.  
Total 37

Excused: Brand.  
Total 1

Absent or not voting: Meyer.  
Total 1

HB 443, do not pass. Representative Kemmis moved that consideration on the Adverse Committee Report on HB 443 be passed until the 32nd legislative day. Motion carried.

HJR 15, do not pass. Representative Hannah made a substitute motion that HJR 15 be printed and placed on Second Reading on the 27th legislative day rather than debate the Minority Report at this time. Motion carried. (81-16)

LABOR AND EMPLOYMENT RELATIONS (Ellerd, Chairman): 1/29/81

HB 193, as amended, do not pass. Representative Moore made a substitute motion that HB 193 be printed and placed on Second Reading. Motion failed. (32-66) Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Daily, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kropp, Lory, Lund, Manning, McBride, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Shelden, Smith, Spilker, Switzer, Teague, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 73

Noes: Anderson, Bennett, Burnett, Conroy, Curtiss, Devlin, Ellerd, Hemstad, Jacobsen, Keyser, Kitselman, Manuel, Matsko, McLane, Moore, Neuman, Phillips, Ryan, Sales, Seifert, Shontz, Stobie, Thoft, Underdal, Vinger.  
Total 25

Excused: Brand.  
Total 1

Absent or not voting: Sivertsen.

Total 1

NATURAL RESOURCES (Iverson, Chairman):

1/28/81

HB 373, as amended, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Zabrocki, Mr. Speaker.

Total 77

Noes: Abrams, Bertelsen, Brown, Dozier, Harper, Hart, Huennekens, Kessler, Manning, Manuel, McBride, Metcalf, Nilson, Pistoria, Roush, Shelden, Teague, Waldron, Yardley.

Total 19

Excused: Brand.

Total 1

Absent or not voting: Ellison, O'Connell, Williams.

Total 3

STATE ADMINISTRATION (Fedá, Chairman):

1/30/81

HB 291, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 83

Noes: Dussault, Harp, Harper, Hart, Huennekens, Keedy, Metcalf, Nilson, Oberg, Pistoria, Sales, Shelden, Vincent, Waldron, Zabrocki.

Total 15

Excused: Brand.

Total 1

Absent or not voting: Shontz.

Total 1

HB 314, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Oberg, O'Hara, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Dozier, Gould, Huennekens, Nilson, Nordtvedt, O'Connell, Pavlovich, Pistoria, Stobie, Teague, Vincent.

Total 11

Excused: Brand.

Total 1

Absent or not voting: Iverson, Shontz.

Total 2

TAXATION (Nordtvedt, Chairman):

1/31/81

HB 129, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Andreason, Asay, Azzara, Bergene, Bertelsen, Briggs, Conn, Cozzens, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harp, Hemstad, Huennekens, Iverson, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Roth, Roush, Ryan, Sales, Schultz, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 60

Noes: Abrams, Anderson, Bardanouve, Bengtson, Bennett, Brown, Burnett, Conroy, Curtiss, Daily, Dozier, Dussault, Gould, Harper, Harrington, Hart, Holliday, Hurwitz, Jacobsen, Keedy, Kemmis, McBride, McLane, Menahan, Metcalf, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Shelden, Shontz, Teague, Thoft, Vincent, Zabrocki.

Total 38

Excused: Brand, Seifert.

Total 2

Absent or not voting: None.

Total 0

HB 325, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fagg, Fedra, Gould, Hannah,



Hanson, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Meyer, Moore, Mueller, Neuman, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 69

Noes: Azzara, Conn, Daily, Dozier, Dussault, Fabrega, Harp, Harper, Harrington, Hart, Huennekens, Keedy, Kemmis, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Teague, Vinger, Waldron, Zabrocki.

Total 28

Excused: Brand.

Total 1

Absent or not voting: Ellison, Shontz.

Total 2

HJR 10, do not pass.

1/29/81

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Andreason, Asay, Bengtson, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ellison, Eudaily, Fagg, Fedá, Hannah, Hanson, Harper, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Phillips, Roth, Ryan, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 64

Noes: Abrams, Anderson, Azzara, Bardanouve, Bennett, Brown, Daily, Dussault, Ernst, Fabrega, Gould, Harp, Harrington, Hart, Hemstad, Holliday, Jacobsen, Keedy, Kessler, McBride, Menahan, Metcalf, Nilson, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Sales, Shelden, Shontz, Teague, Vincent, Waldron.

Total 35

Excused: Brand.

Total 1

Absent or not voting: None.

Total 0

HJR 14, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fagg, Fedá, Gould, Hannah, Hemstad, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kitselman, Lory, Lund, Manning, Matsko, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 69

Noes: Anderson, Bennett, Brown, Daily, Donaldson, Ernst, Fabrega, Hanson, Harp, Harper, Harrington, Hart, Holliday, Hurwitz, Keedy, Kessler, Kropp, Manuel, McBride, Metcalf, Pavlovich, Sales, Schultz, Shontz, Teague, Vincent, Waldron, Yardley.  
Total 28

Excused: Brand.  
Total 1

Absent or not voting: Keyser, Shelden.  
Total 2

HUMAN SERVICES (Gould, Chairman): 1/30/81  
HB 420, introduced bill, be amended as follows:

1. Page 2.  
Following: line 21  
Reinsert: stricken (7) in its entirety  
Renumber: all subsequent subsections

And, as amended, do pass. Report adopted.

HB 437, do pass. Report adopted.

HB 439, introduced bill, be amended as follows:

1. Page 1, line 19.  
Following: "services"  
Strike: "or"
2. Page 1, line 20.  
Following: line 19  
Strike: "detoxification services"

3. Page 1, line 21.  
Following: "programs;"  
Insert: " , "

4. Page 1, line 22.  
Following: "hospitals"  
Insert: "for detoxification services"

And, as amended, do pass. Report adopted.

JUDICIARY (Keyser, Chairman): 2/2/81

HB 402, do pass. Report adopted.

HB 403, introduced bill, be amended as follows:

1. Title, line 6.  
Following: line 5  
Strike: "CAPACITY BY REASON OF MENTAL DISEASE OR DEFECT"  
Insert: "FITNESS TO PROCEED"

2. Page 3, line 24.  
Following: "defendant"  
Strike: " , if he has any"

And, as amended, do pass. Report adopted.

HB 405, do pass. Report adopted.

LOCAL GOVERNMENT (Bertelsen, Chairman): 2/2/81

HB 351, do pass. Report adopted.

STATE ADMINISTRATION (Feda, Chairman): 2/2/81

HB 329, do pass. Report adopted.

HB 387, introduced bill, be amended as follows:

1. Title, lines 5 and 6.

Following: "EXEMPTING" on line 5

Strike: "THE" through "CENTER" on line 6

Insert: "INSTITUTIONS AND COMMUNITY-BASED PROGRAMS IN THE DEPARTMENT OF INSTITUTIONS"

2. Page 2, lines 3 through 5.

Following: "residents of"

Strike: "juvenile" through "center"

Insert: "its institutions and community-based programs"

And, as amended, do pass. Report adopted.

#### Consent Calendar

Bill unanimously passed and unanimously placed on consent calendar:

HB 462, do pass. Report adopted.

TAXATION (Nordtvedt, Chairman):

1/31/81

HB 326, introduced bill, be amended as follows:

1. Title, line 5.

Following: "TO"

Insert: "SCHOOL DISTRICT AND"

2. Page 2, line 5.

Following: "through"

Strike: "(6)"

Insert: "(7)"

3. Page 3, line 6.

Following: "to"

Insert: "school district and"

And, as amended, do pass. Report adopted.

#### MESSAGES FROM THE GOVERNOR

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

February 2, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measure this date:

House Bill No. 77.

Sincerely,

TED SCHWINDEN  
Governor

#### MESSAGES FROM THE OTHER HOUSE

House Joint Resolution concurred in and returned to the House: 1/31/81

House Joint Resolution No. 5, introduced by Fabrega, Norman, Goodover, Huennekens, Nordtvedt



Senate Bills passed and transmitted to the House for concurrence: 1/31/81

Senate Bill No. 11, introduced by Galt

Senate Bill No. 128, introduced by Norman, Elliott

Senate Bill No. 132, introduced by Keating

Senate Bill passed as amended and transmitted to the House for concurrence: 1/31/81

Senate Bill No. 340, introduced by Stephens, Turnage

### MOTIONS

Representative Fabrega moved that the rules be temporarily suspended to allow him to introduce a bill late having to do with creditors charging a service charge on the unpaid balance. Motion carried unanimously.

Representative Williams moved that consideration on HB 56 be passed for the day for the purpose of amendment. Motion carried.

Representative Gould moved that HB 593 be taken from the Committee on State Administration and rereferred to the Committee on Highways and Transportation. Motion carried.

Representative Fabrega moved that consideration on HB 238 be passed for the day so that it may be considered with HB 239, a companion bill. Motion carried.

Representative Fagg moved that Joint Rule 6-6(6) be suspended for the remainder of the session because it is not workable. Motion carried unanimously.

Representative Fagg moved that the following House joint resolutions be taken from the Committee on Rules and rereferred by the Speaker to the following committees:

HJR 16, HJR 17 - Agriculture

HJR 18, HJR 19 - Natural Resources

HJR 21 - Human Services

Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 603, introduced by Burnett, (By Request of the Department of Natural Resources and Conservation). Referred to Committee on Appropriations.

HB 604, introduced by Nordtvedt. Referred to Committee on Judiciary.

HB 605, introduced by Thoft, (By Request of the Department of Natural Resources and Conservation). Referred to Committee on Appropriations.

HB 606, introduced by D. O'Hara, Winslow, Hannah, Keyser, Cozzens, Curtiss. Referred to Committee on Judiciary.

HB 607, introduced by Harp, D. Brown, Quilici, Keedy. Referred to Committee on Natural Resources.

HB 608, introduced by Jensen, C. Smith, Lund, Burnett, Winslow. Referred to Committee on State Administration.

HB 609, introduced by Fabrega, Harp, Moore. Referred to Committee on Taxation.

HB 610, introduced by R. Anderson, B. Brown, Marks, Fabrega, J. O'Hara, E. Smith, Kessler, Nordtvedt, McCallum, Hammond, Harp, Moore, Iverson, Eck, Meyer, Vincent, Eudaily, Donaldson, Bengtson, Hemstad, Regan, Dussault, Keyser, Keedy, Roth, Thomas, Van Valkenburg, Mazurek, Jacobson, R. Manning, Schultz, Ochsner, M. Anderson, Hager, Thoft, Sales, Ellerd, Shelden, Wallin, Ernst, Matsko, Phillips, Spilker, Fagg, Conn, Healy, Haffey, Severson, Stimatz. Referred to Committee on Education and Cultural Resources.

HB 611, introduced by R. Anderson, B. Brown, Marks, Thoft, Mazurek, J. O'Hara, Kessler, Harp, Hammond, Iverson, Moore, Eck, Van Valkenburg, Meyer, Fabrega, Eudaily, Donaldson, Bengtson, Hemstad, Curtiss, Dussault, Vincent, Keyser, Keedy, Roth, Regan, R. Manning, Severson, Thomas, Stimatz, Jacobson, Hager, Nordtvedt, E. Smith, Ochsner, Matsko, McCallum, Sales, Ellerd, Shelden, Wallin, Ernst, Phillips, Spilker, Fagg, Conn, Towe, Haffey, Healy. Referred to Committee on Appropriations.

HB 612, introduced by Bardanouve. Referred to Committee on Business and Industry.

HB 613, introduced by Schultz, (By Request of the Department of Administration). Referred to Committee on State Administration.

HB 614, introduced by Yardley, Williams, Harrington, Teague, R. Manning, Quilici, Menahan, Dozier, Nilson, Holliday, Abrams, Dussault, Robbins, Pavlovich, Daily, (By Request of the Office of the Governor). Referred to Committee on Taxation.

HB 616, introduced by Vincent, Nordtvedt, Wallin. Referred to Committee on Appropriations.

HB 617, introduced by Roth. Referred to Committee on Appropriations.

HB 618, introduced by Williams, Schultz, Donaldson, Menahan, Meyer, E. Smith, McLane, Asay, McCallum, Ochsner, Tveit, Thomas, Conover, Hammond. Referred to Committee on Education and Cultural Resources.

The following Senate bills were introduced, read first time and referred to committees:

SB 11, introduced by Galt, (By Request of the Revenue Oversight Committee). Referred to Committee on Business and Industry.

SB 128, introduced by Norman, Elliott, (By Request of the Workers' Compensation Advisory Council). Referred to Committee on Labor and Employment Relations.

SB 132, introduced by Keating. Referred to Committee on Labor and Employment Relations.

SB 340, introduced by Stephens, Turnage. Referred to Committee on Rules.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Hemstad in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Ellerd moved that HB 138, second reading copy, be amended. Representative Phillips made a substitute motion that consideration on HB 138 be passed for the day. Motion carried.

Representative Fabrega moved that HB 183, second reading copy, be amended. Amendment failed by the following vote:

Ayes: Andreason, Bergene, Cozzens, Donaldson, Dozier, Fabrega, Fagg, Gould, Hannah, Hanson, Harper, Harrington, Hemstad, Huennekens, Jensen, Kanduch, Kessler, Kitselman, Lory, Manning, McBride, Meyer, Moore, Mueller, Neuman, Nilson, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Shelden, Shontz, Spilker, Winslow, Yardley, Zabrocki.

Total 37

Noes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Harp, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Keyser, Kropp, Lund, Manuel, Marks, Matsko, McLane, Metcalf, Nordtvedt, Oberg, O'Hara, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams.

Total 60

Excused: Brand.

Total 1

Absent or not voting: Menahan, Stobie.

Total 2

Representative Fabrega moved that HB 183, second reading copy, be further amended as follows:

1. Page 3, line 3.

Following: "to"

Strike: "opening deposit accounts,"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hanson, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: Asay, Bardanouve, Bennett, Fagg, Feda, Hannah, Harp, Harper, Kessler, Kitselman, Marks, Moore, Nordtvedt, O'Hara, Spilker, Wallin.

Total 16

Excused: Brand.

Total 1

Absent or not voting: Keedy, Menahan, Seifert, Stobie.

Total 4

And HB 183, as amended, do pass by the following vote:

Ayes: Abrams, Andreason, Asay, Bergene, Conn, Cozzens, Daily, Donaldson, Dozier, Dussault, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Hurwitz, Jensen,



Kanduch, Kennerly, Kessler, Kitselman, Lory, Manning, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Shelden, Shontz, Sivertsen, Spilker, Teague, Vincent, Winslow, Yardley, Zabrocki.

Total 58

Noes: Anderson, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conroy, Curtiss, Devlin, Ellerd, Ellison, Ernst, Harp, Holliday, Huennekens, Iverson, Jacobsen, Keedy, Kemmis, Keyser, Kropp, Lund, Manuel, McLane, Mueller, Oberg, Ryan, Sales, Seifert, Smith, Stobie, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Williams.

Total 42

Paired: Spilker, Aye; Brand, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

That HB 315 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Brand.

Total 1

Absent or not voting: Azzara, Briggs, Burnett, Ernst, Oberg.

Total 5

Representative Waldron excused at this time.

That HB 317 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Ellerd, Ellison, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Huennekens, Jacobsen, Jensen, Kanduch, Keedy, Kessler, Keyser, Kropp, Lund, Manning, Manuel, Marks, Matsko, McLane, Menahan, Meyer, Moore, Mueller, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Seifert, Sivertsen, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 65

Noes: Azzara, Bergene, Bertelsen, Briggs, Brown, Donaldson, Dozier, Dussault, Eudaily, Harper, Hart, Holliday, Iverson, Kemmis, Kennerly,

Lory, McBride, Metcalf, Neuman, Nordtvedt, Oberg, Ryan, Sales, Schultz, Shelden, Shontz, Stobie, Thoft.

Total 28

Excused: Brand, Waldron.

Total 2

Absent or not voting: Ernst, Harrington, Hurwitz, Kitselman, Vinger.

Total 5

That HB 331 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Andreason.

Total 1

Excused: Brand, Waldron.

Total 2

Absent or not voting: Ernst, Harrington, Kitselman, Vinger.

Total 4

That HB 335 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Fabrega, Fagg, Feda, Gould, Hannah, Harp, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Marks, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Williams, Winslow, Zabrocki.

Total 80

Noes: Conn, Eudaily, Hanson, Harper, Kennerly, Lory, McBride, Nordtvedt, Oberg, Pistoria, Roush, Stobie, Vincent, Vinger, Yardley.

Total 15

Excused: Brand, Waldron.

Total 2

Absent or not voting: Azzara, Harrington, Wallin.

Total 3

That HB 343 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn,

Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Eudaily.

Total 1

Excused: Brand, Waldron.

Total 2

Absent or not voting: Daily, Harrington, Kemmis, Lund, Pavlovich, Switzer, Vinger.

Total 7

That HB 341 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Brand, Waldron.

Total 2

Absent or not voting: Bennett, Burnett, Conn, Conroy, Jensen, Marks, Roth.

Total 7

That HB 342 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.



Total 92

Noes: None.

Total 0

Excused: Brand, Waldron.

Total 2

Absent or not voting: Andreason, Burnett, Jensen, Marks, Meyer, Shontz.

Total 6

Representative Fabrega in the Chair.

That HB 344 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 96

Noes: None.

Total 0

Excused: Brand, Waldron.

Total 2

Absent or not voting: Marks, Teague.

Total 2

That HB 379 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: Feda, Sales.

Total 2

Excused: Brand, Waldron.

Total 2

Absent or not voting: Azzara, Roth.

Total 2

That the Committee rise and report. (Hemstad, Chairman). Report adopted. (96-1)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 36 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Azzara, Harper, Keedy, Kemmis, Lory.

Total 5

Paired: Brand, Aye; Kemmis, No.

Excused: Waldron.

Total 1

Absent or not voting: Bennett.

Total 1

House Bill No. 201 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Ellison, Feda, Seifert.

Total 3

Excused: Brand, Waldron.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 263 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Brand, Waldron.

Total 2

Absent or not voting: Donaldson.

Total 1

House Bill No. 264 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 96

Noes: Roth, Mr. Speaker.

Total 2

Excused: Brand, Waldron.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 74 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.



Total 86

Noes: Bardanouve, Bertelsen, Dussault, Eudaily, Manning, McBride, Neuman, Ryan, Shelden, Smith, Underdal, Waldron, Yardley.

Total 13

Paired: Spilker, Aye; Waldron, No.

Excused: Brand.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 250 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 82

Noes: Bardanouve, Brand, Daily, Dozier, Dussault, Harrington, Hart, Huennekens, Kanduch, Manning, McBride, Menahan, Metcalf, Oberg, Pavlovich, Quilici, Waldron, Yardley.

Total 18

Paired: Fagg, Spilker, Ayes; Brand, Waldron, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

House Bill No. 271 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Brand, Waldron.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 274 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Brand, Waldron.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 287 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Brand, Waldron.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 296 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly,

Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Brand, Waldron.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 353 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Brand, Waldron.

Total 2

Absent or not voting: None.

Total 0

## MOTIONS

Representative Ellerd moved that HB 138 be taken from Second Reading and rereferred to the Committee on State Administration for the purpose of amendment. Motion carried.

Representative Ellerd moved that the rules be temporarily suspended to allow him to introduce a House joint resolution late. Motion carried.

## SPECIAL ORDERS OF THE DAY

Consent Calendar

Discussion was allowed on HB 275, HB 316, and HB 322.



Representative Fagg moved that the House adjourn until 3:00 p.m., February 3, 1981.

Motion carried.

House adjourned at 6:30 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk



## TWENTY-SIXTH LEGISLATIVE DAY

Helena, Montana  
February 3, 1981

House Chambers  
Capitol Building

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Brand, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Twenty-fifth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 2/3/81  
Correctly printed - HB 326, HB 329, HB 351, HB 387, HB 402, HB 403, HB 405, HB 437, HB 439, HJR 15.  
Correctly engrossed - HB 183, HB 335.  
Considered correctly engrossed - HB 315, HB 317, HB 331, HB 341, HB 342, HB 343, HB 344, HB 379, HB 462.

STATE ADMINISTRATION (Feda, Chairman): 2/2/81  
HB 328, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kessler, Keyser, Kitselman, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 85

Noes: Curtiss, Kanduch, Kropp, Pavlovich, Teague.  
Total 5

Excused: Brand.  
Total 1

Absent or not voting: Burnett, Daily, Harrington, Kennerly, Lory, Robbins, Roth, Shontz, Stobie.  
Total 9

JUDICIARY (Keyser, Chairman): 2/3/81  
HB 463, introduced bill, be amended as follows:

1. Title, lines 7 and 8.  
Following: "FIREARMS" on line 7  
Strike: "UNDER CERTAIN CIRCUMSTANCES"
2. Page 1, lines 14 and 15.  
Following: "academy"



Strike: "shall be authorized to"  
Insert: "may"  
Following: "firearms" on line 15  
Strike: ":",  
Insert: ":",

3. Page 1.  
Strike: lines 16 through 21

And, as amended, do pass. Report adopted.

HB 480, introduced bill, be amended as follows:

1. Title, line 6.  
Following: "COURT;"  
Strike: remainder of line 6
2. Page 7, line 6.  
Following: "within 5"  
Strike: "10"  
Insert: "5"
3. Page 10, line 2.  
Following: ", counsel ~~shall~~"  
Strike: "may"  
Insert: "shall"

And, as amended, do pass. Report adopted.

NATURAL RESOURCES (Iverson, Chairman):

2/2/81

HB 397, introduced bill, be amended as follows:

1. Page 4, line 2.  
Following: "make"  
Strike: "an"  
Insert: "a preliminary"
2. Page 4, line 9.  
Following: "preliminary"  
Strike: "investigations"  
Insert: "examination"
3. Page 5, line 2.  
Following: line 1  
Strike: "annual"
4. Page 5, line 10.  
Following: "board"  
Strike: "may"  
Insert: "shall within 180 days following the conclusion of the bid acceptance period"  
Following: "or"  
Strike: "may"  
Insert: "shall"
5. Page 5, line 15.  
Following: "adequate"  
Strike: "annual"  
Insert: "royalty"
6. Page 5, line 20.  
Following: "pay"  
Strike: "an annual"

Insert: "a"

7. Page 6, line 1.

Following: "the"

Strike: "annual"

And, as amended, do pass. Report adopted.

HB 398, introduced bill, be amended as follows:

1. Page 2, line 19.

Following: "funds"

Insert: ". The department may commit funds for demonstration purposes"

2. Page 2, line 21.

Following: "have"

Strike: "very"

3. Page 2, line 22.

Following: line 21

Strike: "significant"

Following: "sources."

Insert: "The department may not commit funds for demonstration purposes when any of the following conditions are present:

(a) previous commitments of a similar nature were not productive;

(b) a similar demonstration has been conducted within close geographic proximity of the geographic location of the proposed demonstration project;

(c) the proposed demonstration project would not further the purpose of this part."

4. Page 3, lines 7 through 9.

Following: "The"

Strike: "environmental quality council provided for in 5-16-101 shall oversee the administration of the alternative energy grant program and"

Insert: "department shall submit periodic reports to the environmental quality council established in 5-16-101 for review and evaluation. The environmental quality council"

And, as amended, do pass. Report adopted.

HB 479, do pass. Report adopted.

STATE ADMINISTRATION (Feda, Chairman):

2/3/81

HB 108, introduced bill, be amended as follows:

1. Page 2.

Following: line 9

Insert: "(3) The legislature may reconvene to reconsider any bill so vetoed by using the statutory procedure provided for convening in special session."

2. Page 2.

Following: line 24

Insert: "(3) If two-thirds or more of the members vote to override the veto, the bill becomes law on July 1 in the same year that the bill was introduced, notwithstanding any earlier effective date contained in the bill. If the bill contains an effective date that is later than July 1, the bill becomes effective on the later date."

And, as amended, do pass. Report adopted.

HB 225, introduced bill, be amended as follows:

1. Page 2, line 8.

Following: "(4)"

Insert: "(a)"

2. Page 2, lines 15 and 16.

Following: "members"

Strike: "approve" through "it"

Insert: "vote to override the veto, the bill"

3. Page 2.

Following: line 16

Insert: "(b) The legislature may reconvene as provided by law to reconsider any bill vetoed by the governor when the legislature is not in session."

4. Page 3.

Following: line 25 on page 2

Strike: lines 1 through 6 in their entirety

Insert:

"☐ FOR allowing the legislature to override a post-session veto through a poll of its members by the secretary of state.

☐ AGAINST allowing the legislature to override a post-session veto through a poll of its members by the secretary of state."

And, as amended, do pass. Report adopted.

TAXATION (Nordtvedt, Chairman):

2/3/81

HB 370, do pass. Report adopted.

HB 371, introduced bill, be amended as follows:

1. Title, line 4.

Following: "ENTITLED: "AN ACT"

Strike: "ALLOWING INDIRECT"

Insert: "CLARIFYING ALLOWABLE"

2. Page 1, line 25.

Strike: "geological, geophysical,"

3. Page 2, lines 1 and 2.

Following: "rent, and" on line 1

Strike: "similar or"

4. Page 2, lines 3 through 5.

Following: "producer"

Strike: remainder of line 3 through "is" on line 5

Insert: "that are"

5. Page 2, line 24.

Following: "account"

Strike: "geological, geophysical,"

6. Page 3, line 1.

Following: "and"

Strike: "similar or"

7. Page 3, lines 2 through 5.

Following: "producer"

Strike: remainder of line 2 through "was" on line 5



Insert: "that were"

And, as amended, do pass. Report adopted.

### MESSAGES FROM THE OTHER HOUSE

Senate Bills passed and transmitted to the House for concurrence: 2/2/81

Senate Bill No. 74, introduced by Thomas

Senate Bill No. 90, introduced by Goodover, Fabrega, et al.

Senate Bill No. 91, introduced by Goodover, Fabrega, Nordtvedt, et al.

Senate Bill No. 100, introduced by Thomas

Senate Bill No. 106, introduced by Himsl, Galt

Senate Bill No. 143, introduced by Hazelbaker, Turnage

Senate Bill No. 185, introduced by Graham

Senate Bill No. 186, introduced by Graham

### MOTIONS

Representative Andreason moved that the rules be temporarily suspended to allow him to introduce a bill late. Motion carried unanimously.

Representative Fabrega moved that HB 238 be placed above HB 239 on the board because they are companion measures. Motion carried.

Representative Lund moved that the House reconsider its action in adopting the Adverse Committee Report on HB 291 and that the bill be printed and placed on Second Reading. Motion carried. (93-4)

Representative Lund moved that HB 355 be taken from Second Reading and rereferred to the Committee on Appropriations because of its financial implications. Motion carried.

Representative Kropp moved that HJR 19 be taken from the Committee on Natural Resources and rereferred to the Committee on Highways and Transportation. Motion carried.

Representative Winslow moved that the House reconsider its action in passing HB 273 on Second Reading on the 24th legislative day and that the bill be returned to Second Reading on the 27th legislative day. Motion carried. (53-45)

Representative Kanduch moved that the rules be temporarily suspended to allow him to introduce a House joint resolution late. Motion carried unanimously.

Representative Keedy moved that the rules be temporarily suspended to allow him to introduce a bill late. Motion carried unanimously.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 615, introduced by Kitselman, Neuman, Stimatz, Moore, E. Smith.  
Referred to Committee on Business and Industry.

HB 619, introduced by Iverson. Referred to Committee on Appropriations.

- HB 620, introduced by Burnett, (By Request of the Department of Military Affairs). Referred to Committee on Appropriations.
- HB 621, introduced by Meyer, M. Anderson, Fabrega. Referred to Committee on Judiciary.
- HB 622, introduced by Neuman, Meyer, Switzer, Abrams, Holliday, Hurwitz, Roth, Manuel, Ryan, R. Manning. Referred to Committee on Local Government.
- HB 623, introduced by Waldron, Regan, Conn, Bengtson, Dussault, Holliday, O'Connell, Bergene, McLane, Eck, McBride, Jacobson, Hart, Pistoria, Hemstad. Referred to Committee on Appropriations.
- HB 624, introduced by Williams, Oberg, Huennekens, Sivertsen, Bertelsen, Vinger, Asay, McLane, Shontz, Zabrocki. Referred to Committee on Local Government.
- HB 625, introduced by Fabrega, Goodover, Moore, Robbins. Referred to Committee on Business and Industry.
- HB 626, introduced by Keedy, B. Brown, Nordtvedt, D. Brown, Conroy, Donaldson, Marks, Feda, R. Anderson, Conn. Referred to Committee on Judiciary.
- HB 627, introduced by Asay, Dozier. Referred to Committee on Taxation.
- HB 628, introduced by Briggs, Conroy, Curtiss, Schultz, Moore, Meyer, Feda, Kropp, McLane, Holliday, Burnett, Hannah, Harp, Devlin, Roth, C. Smith, Sales, Winslow, Donaldson, D. O'Hara, Kanduch, Bengtson, Sivertsen, Stobie, Cozzens, Ellison, Ernst. Referred to Committee on Natural Resources.

The following Senate bills were introduced, read first time and referred to committees:

- SB 74, introduced by Thomas. Referred to Committee on State Administration.
- SB 90, introduced by Goodover, Fabrega, Nordtvedt, Elliott, Johnson, J. O'Hara, Lee, Ryan, Hammond, S. Brown, McCallum, Jacobson, Hager, Healy, Manley, Thomas, Severson, (By Request of the Board of Housing). Referred to Committee on Business and Industry.
- SB 91, introduced by Goodover, Fabrega, Nordtvedt, Lee, Elliott, J. O'Hara, McCallum, Hammond, Ryan, S. Brown, Jacobson, Hager, Healy, Manley, Thomas, Severson. Referred to Committee on Business and Industry.
- SB 100, introduced by Thomas. Referred to Committee on State Administration.
- SB 106, introduced by Himsl, Galt. Referred to Committee on Business and Industry.
- SB 143, introduced by Hazelbaker, Turnage, (By Request of the Board of Housing). Referred to Committee on Business and Industry.
- SB 185, introduced by Graham, (By Request of the Department of Highways). Referred to Committee on Highways and Transportation.
- SB 186, introduced by Graham, (By Request of the Department of Highways). Referred to Committee on Highways and Transportation.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Iverson in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Kessler moved that HB 56, second reading copy, be amended as follows:

1. Page 1, line 22.

Following: "purposes"

Insert: "as defined in 15-7-202"

Amendment passed by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shontz, Sivertsen, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 80

Noes: Bengtson, Burnett, Conroy, Curtiss, Seifert, Stobie.

Total 6

Excused: Brand.

Total 1

Absent or not voting: Anderson, Fagg, Feda, Harper, Hemstad, Oberg, O'Connell, O'Hara, Pavlovich, Shelden, Smith, Spilker, Williams.

Total 13

Representative Williams moved that consideration on HB 56 be passed for the day. Motion carried. (78-9)

Representative Eudaily moved that HB 204, second reading copy, be amended as follows:

1. Page 17, lines 11 and 12.

Following: "APPROVAL"

Strike: remainder of lines 11 and 12 in their entirety

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kitselman, Kropp, Lory, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Brand.



Total 1

Absent or not voting: Dozier, Ellison, Fabrega, Hart, Keedy, Kessler, Keyser, Lund, Manuel, Marks, Shelden, Underdal.

Total 12

Representative Harp moved that HB 204 be passed to the bottom of the board. Motion failed.

And HB 204, as amended, do pass. Motion failed by the following vote:

Ayes: Anderson, Bennett, Daily, Dozier, Gould, Hannah, Hanson, Harp, Harrington, Lory, Menahan, Nordtvedt, Oberg, O'Connell, Pistoria, Quilici, Seifert, Spilker, Waldron, Williams, Yardley.

Total 21

Noes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Fabrega, Feda, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Zabrocki.

Total 74

Excused: Brand.

Total 1

Absent or not voting: Burnett, Eudaily, Fagg, Teague.

Total 4

That HB 204 do not pass. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Bengtson, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellison, Ernst, Fabrega, Feda, Harper, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Neuman, Nilson, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Zabrocki.

Total 68

Noes: Anderson, Azzara, Bardanouve, Bennett, Burnett, Daily, Dozier, Eudaily, Gould, Hannah, Hanson, Harp, Harrington, Kessler, Lory, Menahan, Nordtvedt, Oberg, O'Connell, Quilici, Spilker, Teague, Waldron, Williams, Yardley.

Total 25

Excused: Brand.

Total 1

Absent or not voting: Bergene, Ellerd, Fagg, Huennekens, Mueller, Seifert.

Total 6

Representative Feda moved that HB 96 be passed to the bottom of the board. Motion carried.

Representative Feda moved that HB 127 be passed to the bottom of the board. Motion carried.

That HB 195 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ernst, Fabrega, Feda, Gould, Hanson, Harp, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kitselman, Kropp, Manning, Manuel, Marks, Matsko, McBride, McLane, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow.

Total 74

Noes: Azzara, Bengtson, Donaldson, Ellerd, Eudaily, Fagg, Hannah, Harper, Hart, Kessler, Keyser, Lory, Menahan, Metcalf, Nordtvedt, Sales, Shontz, Sivertsen, Vinger, Yardley, Zabrocki.

Total 21

Excused: Brand.

Total 1

Absent or not voting: Ellison, Lund, Smith, Spilker.

Total 4

That HB 238 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: Briggs, Dozier.

Total 2

Excused: Brand.

Total 1

Absent or not voting: Seifert, Shelden.

Total 2

That HB 239 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman,

Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: Briggs, Dozier, Stobie.

Total 3

Excused: Brand.

Total 1

Absent or not voting: Devlin, Robbins.

Total 2

That HB 247 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 90

Noes: Ryan, Stobie.

Total 2

Excused: Brand.

Total 1

Absent or not voting: Azzara, Burnett, Kessler, McBride, Mueller, Winslow, Yardley.

Total 7

Representatives Bardanouve, Donaldson, Hurwitz, Manuel, and Moore excused at this time.

That HB 259 do pass. Motion failed by the following vote:

Ayes: Anderson, Andreason, Bennett, Briggs, Burnett, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fagg, Hannah, Hanson, Harp, Iverson, Keedy, Keyser, Kitselman, Kropp, Lory, Matsko, Moore, Mueller, O'Hara, Phillips, Roth, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 40

Noes: Abrams, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Daily, Dozier, Dussault, Fabrega, Fedá, Gould, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Lund, Manning, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Ryan, Shelden, Shontz, Stobie, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 56

Paired: Donaldson, Moore, Spilker, Ayes; Brand, Kemmis, Menahan, Noes.



Excused: Bardanouve, Hurwitz, Manuel.

Total 3

Absent or not voting: Ellison.

Total 1

That HB 259 do not pass. Motion carried by the following vote:

Ayes: Abrams, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Brown, Conroy, Daily, Dozier, Dussault, Fabrega, Fedá, Gould, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Ryan, Shelden, Shontz, Stobie, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 55

Noes: Anderson, Andreason, Bennett, Briggs, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fagg, Hannah, Hanson, Harp, Iverson, Keedy, Keyser, Kitselman, Kropp, Lory, Marks, Moore, Mueller, O'Hara, Phillips, Roth, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 41

Paired: Brand, Kemmis, Menahan, Ayes; Donaldson, Moore, Spilker, Noes.

Excused: Bardanouve, Hurwitz, Manuel.

Total 3

Absent or not voting: Ellison.

Total 1

Representative Daily excused at this time.

That HB 277 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: Holliday, Keyser.

Total 2

Excused: Bardanouve, Brand, Daily, Donaldson, Hurwitz, Manuel, Moore.

Total 7

Absent or not voting: Azzara, Devlin, Lory.

Total 3

That HB 285 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould,

Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Bertelsen, Kropp.

Total 2

Excused: Bardanouve, Brand, Daily, Donaldson, Hurwitz, Manuel, Moore.

Total 7

Absent or not voting: Bengtson, Harrington, Marks, Nordtvedt, Quilici, Shontz.

Total 6

Representative Daily present at this time.

That HB 390 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Bardanouve, Brand, Donaldson, Hurwitz, Manuel, Moore.

Total 6

Absent or not voting: Dozier, Huennekens, Quilici, Seifert.

Total 4

That HB 421 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Brown, Gould, Ryan, Sivertsen, Stobie, Underdal.

Total 6

Excused: Bardanouve, Brand, Donaldson, Hurwitz, Manuel, Moore.  
Total 6

Absent or not voting: Andreason, Conroy, Harp.  
Total 3

That HB 96 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 89

Noes: Conroy, Curtiss.  
Total 2

Excused: Bardanouve, Brand, Donaldson, Hurwitz, Manuel, Moore.  
Total 6

Absent or not voting: Kennerly, Lory, Lund.  
Total 3

That HB 127 do pass. Representative Dussault made a substitute motion that consideration on HB 127 be passed for the day. Motion carried.

That the Committee rise and report. (Iverson, Chairman). Report adopted. (88-3)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 172 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 92

Noes: Jacobsen.  
Total 1

Excused: Bardanouve, Brand, Donaldson, Hurwitz, Manuel, Moore.  
Total 6



Absent or not voting: Briggs.

Total 1

Representatives Bardanouve, Donaldson, Hurwitz, Manuel, and Moore present at this time.

House Bill No. 178 failed to pass by the following vote:

Ayes: Azzara, Bennett, Bergene, Briggs, Brown, Daily, Donaldson, Dozier, Dussault, Eudaily, Fabrega, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Kemmis, Lory, Manuel, Matsko, McBride, Metcalf, Moore, Mueller, Oberg, Phillips, Quilici, Schultz, Seifert, Shelden, Smith, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 39

Noes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Brand, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Ellison, Ernst, Fagg, Feda, Hannah, Harp, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, McLane, Menahan, Meyer, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Winslow, Mr. Speaker.

Total 60

Paired: Kemmis, Aye; Brand, No.

Excused: None.

Total 0

Absent or not voting: Bertelsen.

Total 1

House Bill No. 215 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Keyser, Vinger.

Total 2

Excused: Brand.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 220 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn,

Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Seifert.

Total 1

Excused: Brand.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 246 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Burnett, Keyser, Roth, Switzer.

Total 4

Excused: Brand.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 256 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 93

Noes: Burnett, Gould, Hannah, McBride, Yardley.

Total 5

Excused: Brand.

Total 1

Absent or not voting: Hart.

Total 1

House Bill No. 257 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Brand.

Total 1

Absent or not voting: Bennett.

Total 1

House Bill No. 270 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Conn, Conroy, Cozzens, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 79

Noes: Azzara, Bardanouve, Bengtson, Brand, Brown, Burnett, Curtiss, Daily, Huennekens, Kessler, Manning, McBride, Menahan, Oberg, Pavlovich, Quilici, Robbins, Smith, Teague, Yardley.

Total 20

Paired: Kemmis, Aye; Brand, No.

Excused: None.

Total 0

Absent or not voting: Shelden.

Total 1



House Bill No. 300 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Azzara, Bennett, Dozier, Dussault, Kemmis, Kennerly, Shelden, Teague, Waldron.

Total 9

Excused: Brand.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 301 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 94

Noes: Daily, Eudaily, Lory, Yardley.

Total 4

Excused: Brand.

Total 1

Absent or not voting: Bergene.

Total 1

House Bill No. 302 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden,

Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Bergene, Burnett, Curtiss, Kanduch, Manning, Menahan, Pavlovich, Roth, Vinger.

Total 9

Excused: Brand.

Total 1

Absent or not voting: None.

Total 0

### CONSENT CALENDAR

House Bill No. 275 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Seifert.

Total 1

Excused: Brand.

Total 1

Absent or not voting: Ellison, Hurwitz, Shontz, Underdal.

Total 4

House Bill No. 316 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Brand.

Total 1

Absent or not voting: Ellison, Roush.

Total 2

House Bill No. 322 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Brand.

Total 1

Absent or not voting: Burnett.

Total 1

Representative Fagg moved that the House adjourn until 3:00 p.m., February 4, 1981.

Motion carried.

House adjourned at 6:00 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk





## TWENTY-SEVENTH LEGISLATIVE DAY

Helena, Montana  
February 4, 1981

House Chambers  
Capitol Building

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Brand, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Twenty-sixth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 2/4/81  
Correctly printed - HB 108, HB 225, HB 291, HB 370, HB 371,  
HB 397, HB 398, HB 463, HB 479, HB 480.  
Correctly engrossed - HB 195, HB 239, HB 247, HB 277, HB 390.  
Considered correctly engrossed - HB 96, HB 238, HB 285, HB 421.

BUSINESS AND INDUSTRY (Fabrega, Chairman): 2/3/81  
HB 286, introduced bill, be amended as follows:

1. Page 1, line 23.

Following: "request"

Strike: "if it considers it to be"

Insert: "upon such conditions as it shall determine are"

2. Page 1, line 25.

Following: "public."

Insert: "The department shall require any state-chartered building and loan association seeking such special orders to obtain and maintain insurance of accounts by the Federal Savings and Loan Insurance Corporation pursuant to 12 U.S.C. sections 1726, et seq."

And, as amended, do pass. Report adopted.

Committee adopted the following Statement of Intent:

#### STATEMENT OF INTENT HOUSE BILL 286

A Statement of Intent is required for House Bill 286 because the bill requires the Department of Business Regulation to promulgate rules regulating the granting of special order to a state chartered building and loan association to exercise a right, power, privilege, benefit, immunity or exemption granted to a federally chartered association. It is the intent of the Legislature that this special order not be granted any association that is not covered by Federal Savings and Loan Insurance.

HB 346, do pass. Report adopted.

HB 350, introduced bill, be amended as follows:

1. Title, line 5.

Following: "REAL ESTATE"

Strike: "EXAM"

Insert: "EXAMINATION"

2. Title, line 8.

Strike: "EXAM"

Insert: "EXAMINATION"

Following: "MCA"

Insert: "; AND PROVIDING AN EFFECTIVE DATE"

3. Page 2, line 1.

Strike: "exam"

Insert: "examination"

4. Page 2, line 7.

Insert: "Section 2. Effective date. This act is effective on passage and approval."

And, as amended, do pass. Report adopted.

HUMAN SERVICES (Gould, Chairman):

2/3/81

HB 445, introduced bill, be amended as follows:

1. Page 1, line 20.

Following: "hearing"

Insert: "pursuant to the Montana Administrative Procedure Act"

2. Page 2, line 4.

Following: "amended"

Insert: " , or as allowing the board to adopt rules less restrictive than that act"

And, as amended, do pass. Report adopted.

HB 517, do pass. Report adopted.

STATE ADMINISTRATION (Feda, Chairman):

2/4/81

HB 330, introduced bill, be amended as follows:

1. Page 1, line 21.

Following: "~~and~~"

Insert: "and"

2. Page 1, lines 24 and 25.

Following: "~~health~~," on line 24

Strike: "one" through "agriculture;" on line 25

Insert: "four members not holding such qualifications shall have demonstrated active interest in the field of public health and the economic welfare of the state."

3. Page 2, lines 1 through 6.

Following: line 25 on page 1

Strike: lines 1 through 6 in their entirety

And, as amended, do pass. Report adopted.

HB 372, introduced bill, be amended as follows:

1. Page 1, lines 24 and 25.

Following: "compensation"

Strike: "that" through "reasonable"

2. Page 2, line 7.

Following: "on"

Insert: "at the board's expense"

3. Page 2, line 18.

Strike: section 3 in its entirety

Renumber: subsequent sections



4. Page 3, lines 17 and 18.  
Following: "compensation"  
Strike: "that" through "reasonable"
5. Page 3, line 25.  
Following: "on"  
Insert: "at the board's expense"
6. Page 4, line 16.  
Strike: section 6 in its entirety  
Re-number: subsequent sections
7. Page 5, lines 15 and 16.  
Following: "compensation"  
Strike: "that" through "reasonable"
8. Page 5, line 23.  
Following: "on"  
Insert: "at the board's expense"
9. Page 6, line 12.  
Strike: section 9 in its entirety  
Re-number: subsequent sections
10. Page 7, lines 11 and 12.  
Following: "compensation"  
Strike: "that" through "reasonable"
11. Page 7, line 19.  
Following: "on"  
Insert: "at the board's expense"
12. Page 8, line 8.  
Strike: section 12 in its entirety  
Re-number: subsequent sections
13. Page 9, line 10.  
Following: "compensation"  
Strike: "that" through "reasonable"
14. Page 9, line 18.  
Following: "on"  
Insert: "at the board's expense"
15. Page 10, line 4.  
Strike: section 15 in its entirety  
Re-number: subsequent sections
16. Page 11, line 20.  
Following: line 19  
Strike: "through 3"  
Insert: "and 2"
17. Page 11, line 22.  
Following: "1"  
Strike: "through 3"  
Insert: "and 2"
18. Page 11, line 23.  
Following: "Sections"  
Strike: "4 through 6"  
Insert: "3 and 4"
19. Page 11, line 25 through line 1 on page 12.

Following: "sections"  
 Strike: "4 through 6"  
 Insert: "3 and 4"

20. Page 12, line 2.  
 Following: "Sections"  
 Strike: "7 through 9"  
 Insert: "5 and 6"

21. Page 12, lines 4 and 5.  
 Following: "sections"  
 Strike: "7 through 9"  
 Insert: "5 and 6"

22. Page 12, line 6.  
 Following: "Sections"  
 Strike: "10 through 12"  
 Insert: "7 and 8"

23. Page 12, lines 8 and 9.  
 Following: "sections"  
 Strike: "10 through 12"  
 Insert: "7 and 8"

24. Page 12, line 10.  
 Strike: subsection (5) in its entirety

And, as amended, do pass. Report adopted.

HB 436, do pass. Report adopted.

HB 442, introduced bill, be amended as follows:

1. Page 1, line 20.  
 Following: "off"  
 Insert: "with pay"

2. Page 1, line 21.  
 Following: "period"  
 Insert: "or as scheduled by the employee and his supervisor"

And, as amended, do pass. Report adopted.

HB 470, do pass. Report adopted.

HB 481, do pass. Report adopted.

HB 482, do pass. Report adopted.

TAXATION (Nordtvedt, Chairman):

2/4/81

HB 389, do pass. Report adopted.

### REPORTS OF SELECT COMMITTEES

SELECT COMMITTEE ON WATER (Roth, Chairman):

2/3/81

HB 269, introduced bill, be amended as follows:

1. Page 3, lines 10 through 12.  
 Strike: "Travel and other necessary expenses must be approved by a  
 unanimous vote of the board"

2. Page 5, line 24.  
 Strike: "\$100,000"  
 Insert: "\$125,000"

3. Page 6, line 1.  
 Following: "paid"

Insert: "for such purchase, lease, or contract"

4. Page 6, line 14.

Strike: "employ competent engineers to make"

Insert: "provide"

And, as amended, do pass. Report adopted.

### MESSAGES FROM THE OTHER HOUSE

Senate Bills passed as amended and transmitted to the House for concurrence: 2/3/81

Senate Bill No. 158, introduced by Graham

Senate Bill No. 170, introduced by Towe

Senate Bill No. 178, introduced by Lee, Kolstad

Senate Bills passed and transmitted to the House for concurrence: 2/3/81

Senate Bill No. 151, introduced by Mazurek

Senate Bill No. 171, introduced by Towe

Senate Bill No. 187, introduced by Graham

House Bill concurred in and returned to the House: 2/3/81

House Bill No. 49, introduced by Gould

### MOTIONS

Representative Dussault moved that consideration on HB 127 be passed for the day because the information needed to discuss it is still not available. Motion carried.

Representative Harper moved that consideration on HB 329 be passed for the day to study the amendments offered. Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 629, introduced by Harrington, Daily, Quilici, Pavlovich, Ellison, Dozier, McBride, D. Brown, Menahan, Stimatz, Jacobson, Burnett, Shelden, Bertelsen, Kanduch, Towe, Haffey. Referred to Committee on Taxation.

HB 630, introduced by Sales, Ellerd, (By Request of the House Committee on State Administration and the Department of Community Affairs). Referred to Committee on State Administration.

HB 631, introduced by Keedy, Huennekens. Referred to Committee on Human Services.

HB 632, introduced by Sivertsen, (By Request of the Department of Institutions). Referred to Committee on Human Services.

HB 633, introduced by Waldron, Bennett. Referred to Committee on Taxation.

HB 634, introduced by Bengtson, Winslow, Menahan, Bergene, Pavlovich, Johnson, Hager, Conn, R. Manning, Nilson, Dussault. Referred to Committee on State Administration.

HB 635, introduced by Bardanouve, (By Request of the Office of the Governor). Referred to Committee on Taxation.

HB 636, introduced by Feda, Wallin, Ernst, Hurwitz, Winslow, Pavlovich, Dozier, Stobie, Zabrocki, Briggs, Hemstad, Vinger, Abrams,



- Shontz, Donaldson, Ryan, Kitselman, Cozzens, D. O'Hara, Underdal, Manuel, Daily, Hannah, Kanduch, (By Request of the Department of Professional and Occupational Licensing). Referred to Committee on State Administration.
- HB 637, introduced by Andreason, Jensen, D. O'Hara, Azzara, Neuman, Kitselman, Lory, Vincent, Teague, Dussault. Referred to Committee on State Administration.
- HB 638, introduced by Menahan, Daily, Pavlovich, Kanduch, Quilici, Harrington. Referred to Committee on State Administration.
- HB 639, introduced by Winslow. Referred to Committee on Education and Cultural Resources.
- HB 640, introduced by Lund, Sivertsen, Manuel, Conroy. Referred to Committee on Agriculture, Livestock and Irrigation.
- HB 641, introduced by Quilici, Dover. Referred to Committee on Natural Resources.
- HB 642, introduced by Bennett, Harp, Bertelsen, Sales, Ellerd, Pavlovich, Moore, Asay, Curtiss, Keyser, Teague, Quilici, Hemstad, Fabrega, Roush, Donaldson, Seifert, Abrams, Hannah, Sivertsen, D. Brown, Matsko, Kanduch, Conroy, Huennekens, Feda, Burnett, Daily, Kropp, Mueller, Menahan. Referred to Committee on Natural Resources.
- HB 643, introduced by Matsko. Referred to Committee on Local Government.
- HJR 22, introduced by Bennett, Harp, Sales, Ellerd, Nordtvedt, Moore, Stobie, Keyser, Teague, Pavlovich, Fabrega, Asay, Hemstad, Curtiss, Donaldson, Neuman, Cozzens, Hannah, Seifert, Sivertsen, D. Brown, Matsko, Thoft, Roush, Abrams, Burnett, Conroy, Huennekens, Feda, Kanduch, Daily, Kropp, Mueller, Menahan. Referred to Committee on Natural Resources.

The following Senate bills were introduced, read first time and referred to committees:

- SB 151, introduced by Mazurek. Referred to Committee on Business and Industry.
- SB 158, introduced by Graham, (By Request of the Department of Livestock). Referred to Committee on Agriculture, Livestock and Irrigation.
- SB 170, introduced by Towe. Referred to Committee on Local Government.
- SB 171, introduced by Towe. Referred to Committee on Local Government.
- SB 178, introduced by Lee, Kolstad. Referred to Committee on Business and Industry.
- SB 187, introduced by Graham, (By Request of the Department of Administration). Referred to Committee on State Administration.

### **SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Vincent in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Winslow moved that HJR 15, second reading copy, be amended as follows:

1. Title, line 8.

Following: "PROTECT"

Strike: "ALL"

2. Title, line 13.

Following: "PROTECT"

Strike: "ALL"

3. Page 1, line 25.

Following: "protect"

Strike: "all"

4. Page 2, line 3.

Following: "protecting"

Strike: "all"

5. Page 2, line 4.

Following: "children"

Insert: ", except when an unborn child threatens the life of the mother or is the result of rape or incest"

6. Page 2, line 20.

Following: line 19

Strike: "all"

Following: "children"

Insert: ", except when an unborn child threatens the life of the mother or is the result of rape or incest"

7. Page 3, line 1.

Following: "protect"

Strike: "all"

8. Page 3, line 2.

Following: "children"

Insert: ", except when an unborn child threatens the life of the mother or is the result of rape or incest"

9. Page 3, line 19.

Following: "protect"

Strike: "all"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 97

Noes: Matsko.

Total 1

Excused: Brand.

Total 1

Absent or not voting: Smith.

Total 1

Representative Teague moved that the House stand in recess. Motion failed. (3-88)

Representative Hurwitz excused at this time.

And HJR 15, as amended, do pass by the following vote:

Ayes: Andreason, Asay, Briggs, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedá, Gould, Hannah, Harp, Harrington, Holliday, Iverson, Jensen, Kanduch, Kennerly, Kitselman, Lund, Manuel, Marks, Matsko, Menahan, Moore, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Underdal, Vinger, Wallin, Winslow.

Total 51

Noes: Abrams, Anderson, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Donaldson, Dozier, Dussault, Fabrega, Hanson, Harper, Hart, Hemstad, Huennekens, Jacobsen, Keedy, Kemmis, Kessler, Keyser, Kropp, Lory, Manning, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Phillips, Robbins, Roush, Shelden, Smith, Thoft, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 47

Paired: Marks, Aye; Brand, No.

Excused: Hurwitz.

Total 1

Absent or not voting: Azzara.

Total 1

That the Committee rise and report. (Vincent, Chairman). Report adopted. (60-31)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 183 was passed by the following vote:

Ayes: Abrams, Andreason, Asay, Bergene, Bertelsen, Cozzens, Daily, Donaldson, Dozier, Dussault, Ellison, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harper, \*Hart, Hemstad, Kanduch, Kennerly, Kessler, Kitselman, Manning, Matsko, McBride, Menahan, \*Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, \*Roth, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Teague, Vincent, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 55

Noes: Anderson, Azzara, Bardanouve, Bengtson, Bennett, Briggs, Brown, Conn, Conroy, Curtiss, Devlin, Ellerd, Ernst, Harp, Harrington, Holliday, \*Huennekens, Iverson, Jacobsen, Jensen, Keedy, Keyser, Kropp, Lund, Manuel, McLane, Oberg, Quilici, Robbins, Sales, Seifert, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams.

Total 38



Excused: Brand, Hurwitz.

Total 2

Absent or not voting: Burnett, Kemmis, Lory, Mueller, Waldron.

Total 5

\*Representative Roth moved to change her vote from no to yes. Motion carried unanimously. Representatives Hart and Metcalf moved that their votes be recorded as yes. Motion carried unanimously. Representative Huennekens moved that his vote be recorded as no. Motion carried unanimously. See Motions.

House Bill No. 315 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Brand, Hurwitz.

Total 2

Absent or not voting: Burnett, Hemstad, Lory, Mueller.

Total 4

House Bill No. 317 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Fabrega, Fedra, Gould, Hanson, Harp, Harrington, Hart, Hemstad, Huennekens, Jacobsen, Jensen, Kanduch, Keedy, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Roth, Roush, Ryan, Seifert, Sivertsen, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 70

Noes: Azzara, Bergene, Brown, Dussault, Eudaily, Hannah, Harper, Holliday, Iverson, Kemmis, Kennerly, Kessler, McBride, Neuman, Nordtvedt, Oberg, Quilici, Robbins, Sales, Schultz, Shelden, Shontz, Stobie, Thoft.

Total 24

Excused: Brand, Hurwitz.

Total 2

Absent or not voting: Burnett, Fagg, Lory, Mueller.

Total 4

House Bill No. 331 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Andreason.

Total 1

Excused: Brand, Hurwitz.

Total 2

Absent or not voting: Burnett, Lory.

Total 2

House Bill No. 335 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Fabrega, Fagg, Fedá, Gould, Hannah, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 86

Noes: Azzara, Eudaily, Hanson, Harper, Kennerly, McBride, Oberg, Roush, Stobie, Vinger, Yardley.

Total 11

Excused: Brand, Hurwitz.

Total 2

Absent or not voting: Burnett.

Total 1

House Bill No. 341 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal,

Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki,  
Mr. Speaker.  
Total 97

Noes: None.  
Total 0

Excused: Brand, Hurwitz.  
Total 2

Absent or not voting: Ellison.  
Total 1

House Bill No. 342 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve,  
Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn,  
Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd,  
Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson,  
Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen,  
Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman,  
Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan,  
Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg,  
O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth,  
Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith,  
Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger,  
Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 95

Noes: Daily, Harrington, Manning.  
Total 3

Excused: Brand, Hurwitz.  
Total 2

Absent or not voting: None.  
Total 0

House Bill No. 343 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve,  
Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn,  
Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault,  
Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Han-  
son, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens,  
Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler,  
Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko,  
McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman,  
Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria,  
Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden,  
Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft,  
Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley,  
Zabrocki, Mr. Speaker.  
Total 98

Noes: None.  
Total 0

Excused: Brand, Hurwitz.  
Total 2

Absent or not voting: None.  
Total 0



House Bill No. 344 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Brand, Hurwitz.

Total 2

Absent or not voting: Ellison.

Total 1

House Bill No. 379 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Sales.

Total 1

Excused: Brand, Hurwitz.

Total 2

Absent or not voting: None.

Total 0

#### CONSENT CALENDAR

House Bill No. 462 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride,

McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Kessler.

Total 1

Excused: Brand, Hurwitz.

Total 2

Absent or not voting: None.

Total 0

### MOTIONS

Representative Keyser moved that HB 463 be removed from the Consent Calendar, where it had been placed in error, and placed on Second Reading. Motion carried.

Representative Huennekens moved that his vote on HB 183 be recorded as no. Motion carried unanimously.

Representative Metcalf moved that his vote on HB 183 be recorded as yes. Motion carried unanimously.

Representative Hart moved that her vote on HB 183 be recorded as yes. Motion carried unanimously.

Representative Roth moved that her vote on HB 183 be changed from no to yes. Motion carried unanimously.

Representative Fagg moved that the House adjourn until 3:00 p.m., February 5, 1981.

Motion carried.

House adjourned at 6:00 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk





## TWENTY-EIGHTH LEGISLATIVE DAY

Helena, Montana  
February 5, 1981

House Chambers  
Capitol Building

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Brand, Lund, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Twenty-seventh Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 2/5/81  
Correctly printed - HB 269, HB 286, HB 330, HB 346, HB 350,  
HB 372, HB 389, HB 420, HB 436, HB 442, HB 445, HB 470,  
HB 481, HB 482, HB 517.  
Correctly engrossed - HJR 15.

FISH AND GAME (Ellison, Chairman): 2/3/81  
HB 454, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bennett, Bertelsen, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Vinger, Wallin, Williams, Winslow, Mr. Speaker.  
Total 68

Noes: Bardanouve, Bengtson, Brown, Dussault, Harper, Harrington, Hart, Huennekens, Kemmis, Menahan, Metcalf, Nilson, Oberg, Stobie, Teague, Vincent, Waldron, Zabrocki.  
Total 18

Excused: Brand, Lund.  
Total 2

Absent or not voting: Azzara, Bergene, Briggs, Conn, Daily, Dozier, Ellison, Keedy, Kessler, Shelden, Underdal, Yardley.  
Total 12

JUDICIARY (Keyser, Chairman): 2/3/81  
HB 476, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Bardanouve, Bengtson, Bertelsen, Briggs, Brown, Burnett, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper,

Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 79

Noes: Asay, Bennett, Bergene, Conroy, Ernst, Feda, Kropp, Nilson, Robbins, Teague, Waldron, Wallin.

Total 12

Excused: Brand, Lund.

Total 2

Absent or not voting: Azzara, Conn, Daily, Dozier, Ellison, Jacobsen, Shelden.

Total 7

TAXATION (Nordtvedt, Chairman):

2/3/81

HB 489, do not pass. Representative Nordtvedt moved the adoption of the Adverse Committee Report. Representative Jacobsen made a substitute motion that HB 489 be referred back to committee. Motion carried. (60-35)

HB 490, do not pass. Representative Nordtvedt moved the adoption of the Adverse Committee Report. Representative Jacobsen made a substitute motion that HB 490 be referred back to committee. Motion failed. (41-57) Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Jensen, Keedy, Kemmis, Keyser, Kitselman, Lory, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Spilker, Stobie, Switzer, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 70

Noes: Abrams, Bardanouve, Bengtson, Brown, Conroy, Daily, Holliday, Jacobsen, Kanduch, Kennerly, Kessler, Kropp, Manning, Manuel, Menahan, Neuman, Nilson, Pavlovich, Quilici, Robbins, Roush, Shelden, Smith, Teague, Thoft, Waldron, Yardley.

Total 27

Excused: Brand, Lund.

Total 2

Absent or not voting: Shontz.

Total 1

BUSINESS AND INDUSTRY (Fabrega, Chairman):

2/4/81

HB 67, introduced bill, be amended as follows:

1. Page 2, line 24.

Following: "leased"

Insert: "under a lease-purchase agreement, or in the case of a building, leased in its entirety"

2. Page 5, line 5.

Following: "effect."

Insert: "In addition, this [act] shall not be interpreted to require or authorize the failure to renew any contract for a vending facility on state property in effect on [the effective date of this act] if the contract contains a provision permitting the renewal of the contract for a specific term at the option of the vendor or the state or both. In any case where the department determines that a private vendor operating a vending facility on state property on [the effective date of this act] who, but for this [act], could reasonably be expected to renew his contract for the vending facility would be subjected to economic hardship should the contract be allowed to expire at the end of its term, the department may agree to a one-time renewal of that vendor's contract for the vending facility for a period not to exceed 4 years."

3. Page 6, line 10.

Following: "may,"

Insert: "except on state property,"

4. Page 6, line 13.

Following: "inappropriate."

Insert: "The department shall not directly operate vending machines on any state property where the department does not directly operate vending machines on [the effective date of this act], unless, after competitive bid, the department is unable to obtain a suitable private contractor to operate vending machines on the state property. The department shall not, except through competitive bid, authorize a blind vendor to operate on state property a vending facility which consists solely or primarily of vending machines and which does not require the active presence of a vendor during its hours of operation."

5. Page 6, line 15.

Following: "services"

Insert: "in accessible public areas"

6. Page 6, line 17.

Following: "property."

Insert: "The department may charge a use fee in lieu of rental, on a basis to be determined by the department, in the case of any blind vendor operating a vending facility on state property whose net income for at least 10 of the preceding 12 months has exceeded twice the poverty level income for a non-farm family of four as determined by the federal government."

7. Page 6.

Following: line 21

Insert: "(11) The department shall, by rule, provide for appropriate allocation between the department and the blind vendors of liability for the operation of vending facilities operated pursuant to this [act]."

8. Page 7, line 6.

Following: "department"

Strike: "shall"

Insert: "may"

And, as amended, do pass. Report adopted.

Committee adopted the following Statement of Intent:



STATEMENT OF INTENT  
HOUSE BILL 67

The current statutory authority providing a preference to blind and handicapped persons in the leasing of vending facilities on state property is not adequate for the purposes of authorizing the Department of Social and Rehabilitation Services to administer the federal Randolph-Sheppard Act for either federal or state purposes. The state statutory scheme for providing a preference to blind vendors in the leasing of vending areas in state property is poorly defined and difficult to administer.

This act will provide specific statutory authority in Section 10 by which the Department may administer the programs it has established for the purposes of the federal Randolph-Sheppard Act. Section 10, subsection 2 authorizes the Department to adopt rules for the purposes of implementing the administration of vending facilities on federal property by the department as authorized in the federal Randolph-Sheppard Act and for administering programs mandated by the federal Randolph-Sheppard Act.

This act provides for a state program administered by the Department which will make available to qualified blind persons vending facilities to be operated by them. This programmatic statutory scheme is a more appropriate mode for providing vocational opportunities to blind persons than was the prior preference system. This scheme will insure that federal and state vocational programs are available to those blind persons who are most qualified to become blind vendors. The preference system did not distinguish as to degree of handicap or economic need. This scheme will also insure continuity in the administering of these vending facilities and related programs. The preference system did not insure that vending facilities would be available to qualified blind persons nor did it encourage the investment of program resources in the training of qualified blind persons and the equipping of vending facilities for operation by them. This act clearly defines what state property is subject to the act. This act also provides that the Department may enter into agreements with private parties and local governments in order to make vending facilities on their properties available to qualified blind vendors. The prior preference system in not defining the property subject to the preference raised serious questions as to its intended scope, nor did the prior preference system allow for the expansion by agreement of the blind vendor program into vending facilities on private property.

The act is intended to provide vocational training and active employment for persons handicapped by blindness or serious visual impairment. Since active employment is an important objective of the legislation, the act limits the department's ability to directly operate or to include in its vocational program such passive operations as maintenance of self-service vending machines, particularly on state property. While the department will be able to derive the revenues from vending machines which are now received by the Department of Administration, it is anticipated that the Department will continue the present practice of the Department of Administration and let contracts for provision of vending machines by competitive bid. The act specifically provides for a gradual phasing in of blind-vendor operated vending facilities in any case where the immediate implementation of the program would cause an economic hardship to the current vendor, who could otherwise expect a renewal of contract. The language is written in discretionary terms in order to permit the Department to respond to situations as they actually exist and to preclude the language being used to provide a new contract to a private vendor whose contract, in the normal course of events, would have been terminated without this act. However, it is intended that the Department employ its discretion in

a compassionate manner to avoid inflicting economic hardship on an otherwise satisfactory private vendor. The Department is authorized to charge a fee in lieu of rental to blind vendors on state property whose operations become financially successful. Again, the language is made discretionary so that the Department can deal with the situation as it actually exists in practice. However, the intent of this provision is that the Department charge to the financially successful blind vendor a fee in lieu of rental which will provide the state with some compensation for the use of the space without working a financial hardship on the blind vendor.

The certification of blind persons qualified to be blind vendors provided for in this act is necessary for administration by the Department of the federal Randolph-Sheppard Act on federal properties. This certification will constitute the "licensing" mandated in the federal Randolph-Sheppard Act. This certification will be utilized for the purposes of the state program as well. The administration of the program for federal and state purposes will be therefore more congruent.

This act provides that the Department may administer a health and retirement fund for the blind vendors. This fund as well as the blind vendors' program may be funded by a set-aside from the net income of blind vendors. This set-aside is to be a reasonable percentage which will not affect the financial status of the blind vendors to such a degree as to deny them the intended vocational and economic benefits of the program. The health and retirement fund and the blind vendors' program may be funded as well by the Department from the income the Department may receive from vending facilities which it may operate directly. The health and retirement fund is authorized for the purpose of implementing that aspect of the federal Randolph-Sheppard Act. The applicability of this fund to blind vendors on state property will insure that there will be congruence between the program as administered for federal and state purposes.

This act states the authority of the Department for the purposes of the act and provides the general criteria and procedure for the transfer of the administration of vending facilities on state property to the Department. The prior preference system did not define administrative authority nor did it state what the appropriate criteria and procedure would be.

The act provides the Department with the rulemaking authority necessary for the implementation in a definitive manner of the purposes of this act.

HIGHWAYS AND TRANSPORTATION (Kropp, Chairman): 2/3/81  
HB 522, introduced bill, be amended as follows:

1. Title, line 6.

Following: "PERIODS"

Insert: "; AND RAISING THE FEE FOR REGISTRATION AT SUCH TIMES"

2. Page 1, line 19.

Following: "fee of"

Strike: "\$1"

Insert: "\$5"

And, as amended, do pass. Report adopted.

SB 157, be concurred in. Report adopted.

SB 168, be concurred in. Report adopted.

LABOR AND EMPLOYMENT RELATIONS (Ellerd, Chairman): 2/3/81  
HB 79, second reading copy, be amended as follows:

1. Page 3, line 8.

Following: "in the"

Insert: "bid specification and the"

2. Page 4, line 2.

Following: line 1

Strike: "subsection (1)"

Insert: "[section 4]"

Following: "contract"

Strike: "does not relieve"

Insert: "relieves"

3. Page 4, line 4.

Following: "rate"

Insert: "and places such obligation on the public contracting agency"

4. Page 4, lines 11 and 12.

Following: "project"

Strike: "THAT EXCEEDS \$50,000 IN COST IS COMPLETED AND"

5. Page 4, line 15.

Following: "department."

Strike: "IN"

Insert: "However, in"

6. Page 4, lines 16 and 17.

Following: "THE"

Strike: "DEPARTMENT MAY REQUEST SUCH INFORMATION ON AN INDIVIDUAL CONTRACT BASIS"

Insert: "notice of acceptance and the completion date of the project is not required unless the department requests that information"

7. Page 4, line 22.

Following: "Bid"

Insert: "Bid specification and"

8. Page 4, line 23.

Following: "bids"

Insert: "bid specifications and"

9. Page 4, line 24.

Following: "stating"

Insert: "for each job classification"

10. Page 4, line 25.

Following: "rate"

Insert: ", including fringe benefits,"

11. Page 5.

Following: line 2

Strike: lines 3 through 6 in their entirety

Insert: "records. If a complaint is filed with the department alleging noncompliance with [section 4], the department may require the project to submit to it certified copies of the payroll records for workers employed on that project."

12. Page 5.

Following: "Enforcement." on line 7

Strike: the remainder of lines 7 through 22 in their entirety

Insert: "If a contractor or a subcontractor refuses to submit payroll records requested by the department pursuant to [section 5], the commissioner or his authorized representative may issue subpoenas compelling the production of those records."



Renumber: following section

13. Page 5, line 24.

Following: "through"

Strike: "7"

Insert: "6"

14. Page 6, line 1.

Following: "through"

Strike: "7"

Insert: "6"

And, as amended, do pass. Report adopted.

STATE ADMINISTRATION (Feda, Chairman):

2/5/81

HB 484, introduced bill, be amended as follows:

1. Page 1, line 25 through line 2 on page 2.

Following: "petition"

Strike: "shall"

Insert: "must"

Following: "be"

Strike: "filed" through "year." on line 2 on page 2

Insert: "presented to the election administrator of the county in which the signatures were gathered to be verified under the procedures provided in 13-27-303 through 13-27-306. The election administrator shall forward the verified petition to the secretary of state at least 50 days before the date of the primary. The petition must be submitted to the election administrator at least 1 week before the deadline for submitting the verified petition to the secretary of state."

And, as amended, do pass. Report adopted.

HB 504, introduced bill, be amended as follows:

1. Page 1, line 18.

Following: "Montana;"

Insert: "or"

2. Page 1, line 21.

Following: "field"

Strike: " , or "

Insert: "."

3. Page 1, line 22.

Strike: subsection (3) in its entirety

And, as amended, do pass. Report adopted.

HB 505, introduced bill, be amended as follows:

1. Title, lines 4 and 5.

Following: "TO"

Strike: "REPEAL" through "REQUIRING"

Insert: "REMOVE THE REQUIREMENT THAT"

2. Title, line 6.

Following: line 5

Strike: "TO"

Following: "VETERAN"

Insert: "AND INSTEAD REQUIRE THAT VETERAN'S PREFERENCE BE GIVEN IN THE SELECTION OF THE SUPERINTENDENT"



Following: “,”

Strike: “REPEALING”

Insert: “AMENDING”

3. Page 1, line 10.

Following: “1.”

Strike: “Repealer.”

4. Page 1, line 11.

Strike: “repealed.”

Insert: “amended to read:

“10-2-402. Superintendent to be ~~veteran~~ given veteran's preference. ~~The~~ In the selection of the superintendent of the Montana veterans' home, the department of institutions shall be an honorably discharged veteran of the armed forces of the United States give preference to veterans as defined in 10-2-202.”

And, as amended, do pass. Report adopted.

HB 519, introduced bill, be amended as follows:

1. Page 2, line 1.

Following: “audits”

Insert: “as required by Title 5, chapter 13”

2. Page 2, line 22.

Following: “No”

Strike: “state agency may”

Following: “for”

Insert: “an”

3. Page 2, line 23.

Strike: “services”

Insert: “of a state agency may be entered into”

And, as amended, do pass. Report adopted.

TAXATION (Nordtvedt, Chairman):

2/5/81

HB 156, introduced bill, be amended as follows:

1. Page 2, line 4.

Following: “allowed”

Strike: “if the total”

Insert: “on the”

Following: “amount”

Insert: “, if any,”

Following: “of”

Insert: “qualifying”

2. Page 2, line 5.

Following: “business”

Insert: “that”

3. Page 5, line 21.

Following: “allowed”

Strike: “if the total”

Insert: “on the”

Following: “amount”

Insert: “, if any,”

Following: “of”

Insert: “qualifying”

4. Page 5, line 22.

Following: "business"

Insert: "that"

And, as amended, do pass. Report adopted.

HB 237, introduced bill, be amended as follows:

1. Page 1, line 25.

Following: "(ii)"

Strike: "10%"

Insert: "5%"

2. Page 2, line 4.

Following: "(ii)"

Strike: "10%"

Insert: "5%"

And, as amended, do pass. Report adopted.

### MESSAGES FROM THE OTHER HOUSE

Senate Bills passed as amended and transmitted to the House for concurrence: 2/4/81

Senate Bill No. 135, introduced by Regan, Thomas, et al.

Senate Bill No. 144, introduced by Hazelbaker

Senate Bill No. 149, introduced by Van Valkenburg

Senate Bill No. 162, introduced by Mazurek

Senate Bill No. 173, introduced by Towe

Senate Bill No. 211, introduced by Hazelbaker

House Bill concurred in as amended and returned to the House for concurrence in Senate Amendments: 2/5/81

House Bill No. 219, introduced by Nordtvedt, Vinger

### MOTIONS

Representative Harper moved that the rules be temporarily suspended to allow him to introduce two bills late. Motion carried unanimously.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 644, introduced by Pavlovich, D. Brown, Kanduch, Teague, Zabrocki, Bennett, Conroy, Nilson, Fedas, Healy, Haffey, Shontz, Iverson, Roush, Daily, Quilici, Harrington. Referred to Committee on Judiciary.

HB 645, introduced by Burnett. Referred to Committee on Labor and Employment Relations.

HB 646, introduced by Dussault, (By Request of the Department of Social and Rehabilitation Services). Referred to Committee on Human Services.

HB 647, introduced by Kessler. Referred to Committee on Education and Cultural Resources.

HB 648, introduced by Devlin. Referred to Committee on Taxation.

HB 649, introduced by Keedy, Conn. Referred to Committee on State Administration.

HB 650, introduced by Ryan, Ellison, Stobie, Underdal, Moore, Curtiss, Iverson, Devlin, Switzer, Phillips, Roth, C. Smith, Burnett. Referred to Committee on Fish and Game.

HB 651, introduced by Shontz, Zabrocki, Huennekens, Jacobsen, Tveit, Oberg, Moore, Keating, Devlin, Williams, Sivertsen, Dover, Roush, Holliday, Conroy, Keedy, Lund, Kennerly, Kropp, Meyer, Bardanouve, Matsko, Fabrega, Feda, Abrams, Harp, Andreason, Neuman, Switzer, Kessler, Manuel, Bengtson, Vincent, Nordtvedt, Vinger, Keyser, Schultz, Iverson, Shelden, Lory, Donaldson, Eudaily, Waldron, Yardley, Marks, Hager, Ryan, Conn, Burnett, Pistoria, Wallin, Ellerd, Curtiss. Referred to Committee on Local Government.

HB 652, introduced by Conroy, Marks, Curtiss, Ryan, Feda, Moore, Graham, Fabrega, Burnett, Briggs, Devlin, Boylan, Aklestad, Pistoria, Lee, McLane, Keyser, Seifert, Underdal, Bennett, Pavlovich, Cozzens, Sivertsen, Schultz, Iverson, Kanduch, Roth, Daily, Meyer, Abrams, Matsko, Andreason, C. Smith, D. Brown, Ellerd, Hafferman, Galt, Healy, Dover, Teague, Manley, Kropp, Hazelbaker. Referred to Committee on Natural Resources.

HB 653, introduced by Nordtvedt, Sales, Sivertsen, Burnett, Curtiss, Lee. Referred to Committee on Taxation.

HB 654, introduced by Menahan. Referred to Committee on Business and Industry.

HJR 23, introduced by Donaldson, Hager. Referred to Committee on State Administration.

HJR 24, introduced by Stobie, Jensen, Pavlovich, Underdal, McCallum, Ryan, Andreason, McLane, Briggs, Eudaily, Lory, Curtiss, Sivertsen, Azzara, Feda, Quilici, Bennett, Boylan, Burnett, Hemstad, Wallin, Dussault, Dozier, Meyer, Gould, Fabrega. Referred to Committee on Agriculture, Livestock and Irrigation.

The following Senate bills were introduced, read first time and referred to committees:

SB 135, introduced by Regan, Thomas, Berg, B. Brown, Hager, Keating. Referred to Committee on State Administration.

SB 144, introduced by Hazelbaker, (By Request of the Department of Revenue). Referred to Committee on Judiciary.

SB 149, introduced by Van Valkenburg. Referred to Committee on Judiciary.

SB 162, introduced by Mazurek. Referred to Committee on Judiciary.

SB 173, introduced by Towe. Referred to Committee on Judiciary.

SB 211, introduced by Hazelbaker. Referred to Committee on Business and Industry.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Keyser in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Kessler moved that HB 56, second reading copy, be amended as follows:

1. Page 1, line 22.

Following: "purposes"

Insert: "as defined in 15-7-202"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.  
Total 87

Noes: Kanduch, Moore, Mueller, Ryan, Seifert, Sivertsen, Stobie.  
Total 7

Excused: Brand, Lund.  
Total 2

Absent or not voting: Feda, Harp, Roth, Yardley.  
Total 4

Representative Kessler moved that HB 56, second reading copy, be further amended as follows:

1. Page 1.

Following: line 23

Insert: "NEW SECTION, Section 2. Service continuation — industrial annexation. (1) If an industrial, manufacturing, mining, smelting, refining, or transportation facility is to be annexed under the provisions of this part and prior to annexation the facility had self-provided services that would otherwise be provided by the municipality the facility may continue to provide such services as provided in this section.

(2) Direct services or fees for a service may include, but are not limited to:

- (a) fire protection;
- (b) police and security protection;
- (c) fees for building inspection;
- (d) solid waste disposal and related fees;
- (e) water and sewer and related fees.

(3) If the facility is to continue to provide such services it must enter into a service continuation agreement with the municipal government. The service continuation agreement must be mutually agreed upon by both the municipality and the facility to be annexed before annexation can occur. The municipality shall thereafter reduce any property taxes and fees levied by the municipality on the facility by that amount which can be directly attributed to the non-provided municipal service and shall be set forth in the service continuation agreement. The service continuation agreement:



- (a) shall describe the service or services that shall be provided by the facility;
- (b) shall set forth property tax and fee reduction provisions;
- (c) shall state that the municipality is not to provide the services at the facility and that the facility absolves the municipality of any liability for not providing the service and shall indemnify the municipality for any civil damages on behalf of a third party because of the lack of the municipal service; and
- (d) may be amended or revoked by mutual agreement of the facility and the municipality."

Renumber: subsequent section

2. Page 2.

Following: line 25 of page 1

Insert: "Section 4. Codification instruction. Section 2 is intended to be codified as an integral part of Title 7, chapter 2, part 43, and as an integral part of Title 7, chapter 2, part 46."

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Kanduch, Phillips, Ryan, Seifert, Smith, Stobie.

Total 6

Excused: Brand, Lund.

Total 2

Absent or not voting: Bardanoue, Burnett, Moore.

Total 3

And HB 56, as amended, do pass by the following vote:

Ayes: Abrams, Azzara, Bardanoue, Bergene, Bertelsen, Brand, Brown, Conn, Cozzens, Donaldson, Dozier, Dussault, Fabrega, Fagg, Feda, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Quilici, Roth, Roush, Spilker, Vincent, Waldron, Williams, Winslow, Yardley.

Total 57

Noes: Anderson, Andreason, Asay, Bengtson, Bennett, Briggs, Burnett, Conroy, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Eudaily, Gould, Harp, Kanduch, Kropp, Matsko, Moore, Mueller, Nordtvedt, Phillips, Pistoria, Robbins, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Wallin, Zabrocki.

Total 41

Paired: Brand, Aye; Burnett, No.

Excused: Lund.

Total 1

Absent or not voting: Shelden.

Total 1

Representative Dussault moved that HB 127, second reading copy, be amended as follows:

1. Page 1, line 23.

Following: "restrictive"

Insert: "property ownership"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Brand, Lund.

Total 2

Absent or not voting: Burnett, Harrington, Matsko, Smith.

Total 4

And HB 127, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Curtiss, Roth, Vinger.

Total 3

Excused: Brand, Lund.

Total 2

Absent or not voting: Burnett, Harrington, Smith.

Total 3

Representative Kemmis moved that HB 223, second reading copy, be amended. Amendment failed by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bengtson, Brown, Conn, Daily, Dozier, Dussault, Fabrega, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, Pavlovich, Quilici, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 40

Noes: Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Pistoria, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 58

Paired: Kemmis, Aye; Lund, No.

Excused: Brand.

Total 1

Absent or not voting: O'Connell.

Total 1

That HB 223 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 69

Noes: Abrams, Azzara, Bardanouve, Brown, Dozier, Dussault, Fabrega, Harper, Harrington, Hart, Huennekens, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manning, McBride, Menahan, Metcalf, Nilson, Oberg, Pavlovich, Quilici, Shelden, Teague, Vincent, Waldron, Williams, Yardley.

Total 30

Paired: Lund, Aye; Kemmis, No.

Excused: Brand.

Total 1

Absent or not voting: None.

Total 0

Representative Hurwitz excused at this time.

That HB 273 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Bengtson, Bennett, Bertelsen, Burnett, Conroy, Curtiss, Devlin, Donaldson, Ellison, Ernst, Fabrega, Gould, Harp, Hart, Hemstad, Holliday, Iverson, Jacobsen, Keedy, Kennerly, Keyser,



Kropp, Lory, Manning, Manuel, Marks, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, O'Connell, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Waldron, Wallin, Williams, Yardley, Zabrocki.  
Total 58

Noes: Andreason, Bardanouve, Bergene, Briggs, Brown, Conn, Cozzens, Daily, Dozier, Dussault, Ellerd, Eudaily, Fagg, Hannah, Hanson, Harper, Harrington, Huennekens, Kemmis, Kessler, Kitselman, McBride, Menahan, Neuman, Oberg, O'Hara, Pavlovich, Quilici, Sales, Schultz, Thoft, Vincent, Vinger, Winslow.  
Total 34

Excused: Brand, Hurwitz, Lund.  
Total 3

Absent or not voting: Azzara, Feda, Jensen, Kanduch, Shelden.  
Total 5

Representative Fagg moved that consideration on SB 62 be passed for the day. Motion carried.

That HB 326 do pass. Motion failed by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bertelsen, Brand, Conn, Daily, Dozier, Dussault, Fabrega, Fagg, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, McLane, Menahan, Meyer, Nilson, Nordtvedt, Oberg, Pavlovich, Schultz, Shelden, Spilker, Teague, Underdal, Vincent, Waldron, Williams, Yardley, Zabrocki.  
Total 42

Noes: Anderson, Andreason, Asay, Bengtson, Bennett, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Keyser, Kitselman, Kropp, Lory, Marks, Matsko, Metcalf, Moore, Mueller, Neuman, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Seifert, Shontz, Sivertsen, Smith, Stobie, Switzer, Thoft, Vinger, Wallin, Winslow.  
Total 55

Paired: Brand, Aye; Moore, No.

Excused: Hurwitz, Lund.  
Total 2

Absent or not voting: Bergene.  
Total 1

That HB 326 do not pass by the following vote:

Ayes: Anderson, Andreason, Asay, Bengtson, Bennett, Brown, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Keyser, Kitselman, Kropp, Lory, Marks, Matsko, Metcalf, Moore, Mueller, Neuman, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Seifert, Shontz, Sivertsen, Smith, Stobie, Switzer, Thoft, Vinger, Wallin, Winslow.  
Total 56

Noes: Abrams, Azzara, Bardanouve, Bertelsen, Brand, Briggs, Conn, Daily, Dozier, Dussault, Fabrega, Fagg, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Kemmis, Kessler, Manning,



Manuel, McBride, McLane, Menahan, Meyer, Nilson, Nordtvedt, Pavlovich, Shelden, Spilker, Teague, Underdal, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 40

Paired: Moore, Aye; Brand, No.

Excused: Hurwitz, Lund.

Total 2

Absent or not voting: Bergene, Schultz.

Total 2

Representative Fagg moved that consideration on HB 329 be passed for the day. Motion carried.

That HB 351 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Ryan, Stobie.

Total 2

Excused: Brand, Hurwitz, Lund.

Total 3

Absent or not voting: Curtiss, Daily, O'Connell.

Total 3

That HB 387 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: None.

Total 0

Excused: Brand, Hurwitz, Lund.

Total 3

Absent or not voting: Ellison, Smith.

Total 2

That HB 402 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Sivertsen, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 81

Noes: Burnett, Ellerd, Ellison, Feda, Hannah, Moore, Nordtvedt, Sales, Thoft, Winslow.

Total 10

Excused: Brand, Hurwitz, Lund.

Total 3

Absent or not voting: Asay, Jensen, Manning, Menahan, Shontz, Smith.

Total 6

Representative Hurwitz present at this time.

That HB 403 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Marks, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Zabrocki.

Total 82

Noes: Bertelsen, Brown, Dozier, Dussault, McBride, Ryan, Waldron, Yardley.

Total 8

Excused: Brand, Lund.

Total 2

Absent or not voting: Bengtson, Ellison, Harp, Harrington, Hart, Jensen, Manning, Winslow.

Total 8

That HB 405 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser,

Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 96

Noes: Harp.

Total 1

Excused: Brand, Lund.

Total 2

Absent or not voting: Bengtson.

Total 1

That HB 437 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: Curtiss, Daily.

Total 2

Excused: Brand, Lund.

Total 2

Absent or not voting: Bengtson, O'Connell.

Total 2

That HB 439 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Cozzens.

Total 1

Excused: Brand, Lund.

Total 2

Absent or not voting: Bengtson, Burnett, Kemmis, O'Connell.  
Total 4

Representative Moore moved that consideration on HB 291 be passed for the day. Motion carried.

That the Committee rise and report. (Keyser, Chairman). Report adopted. (85-10)

### MOTIONS

Representative Moore moved that HB 291 be taken from Second Reading and rereferred to the Committee on State Administration. Motion carried.

Representative Fagg moved that consideration on SB 62 be passed until the 46th legislative day. Motion carried.

Representative Fagg moved that HB 329 be taken from Second Reading and rereferred to the Committee on State Administration. Motion carried.

Representative Fagg moved that the House adjourn until 3:00 p.m., February 6, 1981.

Motion carried.

House adjourned at 7:00 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk





## TWENTY-NINTH LEGISLATIVE DAY

Helena, Montana  
February 6, 1981

House Chambers  
Capitol Building

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Brand, Briggs, Lund, Waldron, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Twenty-eighth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### SPECIAL ORDERS OF THE DAY

The Sergeant-at-Arms escorted the Honorable Congressman Pat Williams to the rostrum. After being presented to the members of the House, Congressman Williams gave the following address:

Thank you very much, Mr. Speaker. Speaker Bob, old friend, I appreciate the opportunity and the invitation to come by and address my friends here in the Montana House. Fourteen years ago I served in this House and I note from the voting board that nine of the members that I served with are still here and I'm not unmindful of the fact, and I'm properly impressed that, of those nine, only three are Democrats—Dan, Joe, and Francis. I must admit, fellows, that I know how you feel. When I looked over the political landscape in Washington a few weeks ago, I felt much like you do today, sitting on this side.

You know, Winston Churchill said, "Nothing in life is more exhilarating than to have been shot at—and missed!" Well, those Democrats that are remaining that were shot at and missed are feeling exhilarated, indeed.

I want to pay special note to my representative, Hal Harper. Hal, why don't you balance this budget and cut out all this government spending and lower my taxes?

During this past month here in Montana and in Washington, D.C., we celebrated the ceremony that symbolizes the great marvel of our political system—the orderly continuity by which the reins of government pass from one man to another—from one party to another. There is an element, however, in this present situation that is new to our modern experience. For the first time in exactly fifty years, the U.S. Congress is divided with a Democratic House and a Republican Senate—and of course, a Republican, President Reagan, in the White House. With a somewhat similar situation here in Montana, this seems the appropriate time and place to talk about our new beginnings—about the challenges that face our state and country today—and about the possibilities and the limits of partisanship, at least at the federal level.

President Reagan is off to a good start. His initial relations with the Congress are excellent, due primarily to his own initiatives. He has obviously heeded the admonition that former Senator Arthur Vandenberg once gave to then-President Harry Truman, "If you expect us to be with you on the landing, you had best bring us aboard for the take-off." Ronald Reagan, as few other presidents before him, has brought this Congress along on the take-off.

We Democrats in the U.S. House intend to cooperate—not to confront. Cooperation, of course, requires consultation and compromise on both sides. Cooperation can't survive attempts by either side to politically capitalize on national problems. We recognize, of course, that there are—and ought to be—very real limits to bi-partisanship. However, both political parties must come to grip with some definite realities.

We Democrats should recognize and admit here and now that the garden that has been planted by Democrats needs weeding and the only ones that can really weed it are the Republicans because the weeds are ours. Some of our constituents have grown to like the weeds and to profit by them, and we can't do the weeding.

However, some Democrats, and I must admit to being one of them, are fearful that some of those doing the weeding really think the garden never should have been planted at all and it is not unlikely that they will pull up a few roses along the way.

We must all admit that the Federal Government must establish a partnership with state government. The Federal Government should be less intrusive, and just as we should avoid federal intrusion into economic affairs, as the conservatives insist, so should we observe the demand for less federal intrusion into our private affairs, as the liberals insist.

Everyone must demand, as Republicans have always done, that our tax dollars be spent for programs that run efficiently and effectively. And, everyone must demand, as Democrats have always done, that the nation not retreat from its long commitment to social and economic justice.

We must all understand the message that Americans delivered on election day three months ago when they sent Ronald Reagan to the White House, changed the Congress, and here in Montana, gave control of both the House and Senate to the GOP. The message that Americans and Montanans sent is clear. They want dignity in work and pride in the workplace and in their workmanship.

They want a sense of physical safety on the public streets and in their private homes.

They want courts whose first concern is for the victim rather than the criminal.

They want respect for the American flag in every single country on the planet.

They want a reduced bureaucracy, relief from inflation, and they want government cut.

However, all of us—Republicans, Democrats, and Independents—must realize that Americans are not fools. They know that government simply cannot reduce taxes by 30%, increase defense spending by \$30 billion or more, and balance the Federal budget all at one and the same time.

And, that brings me, finally to this matter of balancing the budget—trimming federal expenditures.

We Montanans must approach with genuine concern this proposed slashing of Federal spending. This state of ours is an importer of Federal dollars. Only nineteen other states received more Federal dollars per capita than do Montanans. Montana's position is the envy of most states, and I assure you that my colleagues in the House and Senate and most top government administrators now in power, understand precisely how to balance the budget—on the back of Montana and other lightly populated states:

AMTRAK, small town Post Offices, the unfinished federal highway system, Small Business Administration loans and assistance, target prices and other agricultural stabilization dollars, low rate REA loans, Farmers Homes assistance—all of these and others are important to places like Montana—and all of them are in jeopardy. Sudden and dramatic curtailment of these programs will cause genuine economic displacement in this state.

This president has made it clear that the elderly and the truly needy will not suffer under the budget-cutter's blade—nor should they. And, that leaves the big ticket items, such as transportation, Post Offices, and the rest. Montana will suffer disproportionately to other states if these cuts are accepted in a dramatic way by the White House and the Congress.

Lest I leave the impression that I'm for cutting—but it should be someone else's ox—let me say that my credentials are clear and open. I am the only Congressman in the last Congress who removed from the budget a dam in his own district which I thought was a pork barrel and at best wasn't needed and at least could wait till we got this budget in line. So, there are places to cut and we ought to get on with it and I'm for it—while remembering that we Montanans are not, with Federal dollars, supporting a life-style that is either wasteful or not useful—our farmers help feed the nation and the world—our coal fields help fuel the nation—ours is a productive state and our people are hard-working.

This state has made excellent use of federal dollars. With them life has been better under this Big Sky.

Thank you. I wish you well in your important and critical work in this important and critical time.

## REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman):

2/6/81

Correctly printed - HB 67, HB 79, HB 156, HB 237, HB 484, HB 504, HB 505, HB 519, HB 522.

Correctly engrossed - HB 56, HB 127, HB 387, HB 403, HB 439.

Considered correctly engrossed - HB 223, HB 351, HB 402, HB 405, HB 437.

Correctly enrolled - HB 49.

Examined by the sponsor (Gould) and found to be correct - HB 49.

Signed by the Speaker at 10:55 a.m., 2/6/81 - HB 49.

Delivered to the Governor for his approval at 4:00 p.m., 2/6/81 - HB 49.

EDUCATION AND CULTURAL RESOURCES (Eudaily, Chairman):

2/4/81

HB 347, do not pass. Representative Eudaily moved the adoption of the Adverse Committee Report. Representative O'Hara made a substitute motion to adopt the Minority Report. Motion failed by the following vote:

Ayes: Anderson, Andreason, Asay, Cozzens, Daily, Dozier, Fagg, Feda, Gould, Hannah, Holliday, Jensen, Kanduch, Kennerly, Kessler, Manuel, Nordtvedt, O'Connell, O'Hara, Pavlovich, Pistoria, Ryan, Seifert, Stobie, Switzer, Teague, Vincent, Vinger, Wallin, Winslow.

Total 30

Noes: Abrams, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Jacobsen,



Keedy, Kemmis, Keyser, Kitselman, Kropp, Lory, Manning, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, Phillips, Quilici, Robbins, Roth, Roush, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Thoft, Underdal, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 63

Paired: Jensen, Aye; Waldron, No.

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: Burnett, Matsko, McBride, Sivertsen.

Total 4

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Keyser, Kitselman, Kropp, Lory, Manning, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, Phillips, Quilici, Robbins, Roth, Roush, Sales, Schultz, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 70

Noes: Anderson, Andreason, Cozzens, Daily, Dozier, Gould, Hannah, Kennerly, Kessler, Manuel, Nordtvedt, O'Connell, O'Hara, Pavlovich, Pistoria, Ryan, Seifert, Stobie, Teague, Vincent, Vinger, Wallin, Winslow.

Total 23

Excused: Brand, Briggs, Lund, Waldron.

Total 4

Absent or not voting: Jensen, Matsko, Shelden.

Total 3

Representative Waldron present at this time.

HB 365, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 89

Noes: Burnett, Curtiss, Holliday, Nordtvedt.

Total 4

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: Harper, Keedy, Shelden, Yardley.

Total 4

STATE ADMINISTRATION (Feda, Chairman):

2/5/81

HB 252, as amended, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Conn, Cozzens, Devlin, Donaldson, Dozier, Dussault, Ellerd, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Matsko, McBride, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roush, Ryan, Sales, Seifert, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Vinger, Waldron, Wallin, Winslow, Zabrocki, Mr. Speaker.

Total 72

Noes: Bengtson, Bennett, Brown, Burnett, Conroy, Curtiss, Daily, Ellison, Ernst, Harp, Manuel, McLane, Menahan, O'Connell, Pistoria, Roth, Schultz, Stobie, Teague, Underdal, Vincent.

Total 21

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: Keedy, Shelden, Williams, Yardley.

Total 4

HB 412, do not pass.

2/4/81

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Keyser, Kitselman, Kropp, Lory, Manuel, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 71

Noes: Abrams, Bengtson, Brown, Daily, Dozier, Dussault, Harrington, Holliday, Kemmis, Kessler, Manning, McBride, Menahan, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Teague, Vincent, Waldron, Williams.

Total 25

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: Keedy.

Total 1

HB 456, do not pass. Representative Feda moved the adoption of the Adverse Committee Report. Representative Huennekens made a substitute motion that HB 456 be printed and placed on Second Reading. Motion failed. (40-56) Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jensen, Kanduch, Kennerly, Keyser, Kitselman, Kropp, Lory, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 62

Noes: Anderson, Azzara, Bardanouve, Daily, Dozier, Dussault, Harper, Harrington, Huennekens, Jacobsen, Keedy, Kemmis, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, Pavlovich, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 33

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: Ellison, Fabrega.

Total 2

HB 486, do not pass.

2/4/81

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Keyser, Kitselman, Kropp, Lory, Manuel, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vincent, Vinger, Wallin, Winslow, Zabrocki, Mr. Speaker.

Total 63

Noes: Azzara, Bardanouve, Bengtson, Brown, Daily, Dozier, Dussault, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Kemmis, Kessler, Manning, McBride, Menahan, Metcalf, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Thoft, Waldron, Williams, Yardley.

Total 34

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: None.

Total 0

HB 565, do not pass. Representative Feda moved the adoption of the Adverse Committee Report. Representative Roth made a substitute motion that HB 565 be referred back to committee for reconsideration with the amendment she has prepared. Motion carried. (67-29)

BUSINESS AND INDUSTRY (Fabrega, Chairman):

2/5/81

HB 321, introduced bill, be amended as follows:

1. Page 7, line 8.

Following: "(6)"

Strike: "(a)"

2. Page 7.

Following: line 12

Strike: lines 13 through 24

And, as amended, do pass. Report adopted.

HB 360, introduced bill, be amended as follows:

1. Title, line 6.

Following: "SELL"

Insert: "TABLE"

Following: "BEER"

Strike: all language through "PERMITTEES" on line 7

2. Page 1, line 12.

Following: "beer<sub>2</sub>"

Strike: "or"

Insert: "and table"

3. Page 1, line 16.

Following: "beer"

Strike: "or"

Insert: "and table"

4. Page 2, line 2.

Following: "beer"

Strike: "or"

Insert: "and table"

5. Page 2, line 11.

Following: "beer"

Strike: "or"

Insert: "and table"

6. Page 3, line 19.

Following: "beer"

Strike: "or"

Insert: "and table"

7. Page 3, line 23.

Following: "beer"

Strike: "or"

Insert: "and table"

8. Page 3, line 21.

Following: "\$30"

Insert: "at those events lasting 2 or more days but in no case be less than \$30"

And, as amended, do pass. Report adopted.

TAXATION (Nordtvedt, Chairman):

2/6/81

HB 43, do pass. Report adopted.

HB 121, second reading copy, be amended as follows:

1. Title, line 7.

Following: "IMPACT"

Strike: "FUND"



Insert: "ACCOUNT"

2. Page 2, lines 12 and 13.

Following: "trust"

Strike: "fund" on line 12 through "constitution" on line 13

Insert: "account in the earmarked revenue fund"

3. Page 2, line 24.

Following: "trust"

Strike: "fund"

Insert: "account"

4. Page 3, line 2.

Following: "trust"

Strike: "fund"

Insert: "account"

5. Page 3.

Following: line 23

Insert: "(3) There is within the earmarked revenue fund an education trust account."

6. Page 5.

Following: line 15

Insert: "(3) All funds placed in the local impact account established under this part, subject to the limitations imposed by 90-6-211 and [section 6], are subject to appropriation by the legislature for use related to local impact or for transfer or reversion to a trust account for education."

7. Page 5, line 18.

Following: "trust"

Strike: "fund"

Insert: "account"

8. Page 5, line 19.

Following: "trust"

Strike: "fund"

9. Page 6, line 8.

Following: "trust"

Strike: "fund"

Insert: "account"

10. Page 6, lines 9 through 11.

Following: "purpose" on line 9

Strike: "as" on line 9 through "constitution" on line 11

11. Page 6, line 18.

Following: "deposited"

Insert: "or reverted"

Following: "trust"

Strike: "fund"

Insert: "account"

12. Page 6, line 23.

Following: "impact"

Strike: "fund"

Insert: "account"

And, as amended, do pass. Report adopted.

HB 415, introduced bill, be amended as follows:

1. Title, line 9.

Following: "TAX"

Insert: "OR CORPORATE LICENSE TAX"

And, as amended, do pass. Report adopted.

HB 433, introduced bill, be amended as follows:

1. Title, lines 6 and 7.

Following: "9 PERCENT TO"

Strike: "15"

Insert: "12"

Following: "12 PERCENT TO"

Strike: "18"

Insert: "15"

2. Page 3, line 20.

Following: "~~9%~~"

Strike: "~~15%~~"

Insert: "~~12%~~"

3. Page 4, line 18.

Following: "~~9%~~"

Strike: "~~15%~~"

Insert: "~~12%~~"

4. Page 5, line 4.

Following: "~~1%~~"

Strike: "~~1.5%~~"

Insert: "~~1.25%~~"

5. Page 6, line 12.

Following: "~~9%~~"

Strike: "~~15%~~"

Insert: "~~12%~~"

6. Page 6, line 20.

Following: "~~9%~~"

Strike: "~~15%~~"

Insert: "~~12%~~"

7. Page 6, line 25.

Following: "The"

Strike: "~~15%~~"

Insert: "~~12%~~"

8. Page 7, line 1.

Following: "or"

Strike: "~~18%~~"

Insert: "~~15%~~"

And, as amended, do pass. Report adopted.

HB 435, introduced bill, be amended as follows:

1. Title, line 7.

Following: "TO"

Strike: "15"

Insert: "12"

2. Page 1, line 23.

Following: "~~9%~~"

Strike: "~~15%~~"

Insert: "12%"

3. Page 2, line 4.

Strike: "15%"

Insert: "12%"

And, as amended, do pass. Report adopted.

### MESSAGES FROM THE OTHER HOUSE

Senate Bills passed and transmitted to the House for concurrence: 2/5/81

Senate Bill No. 262, introduced by Van Valkenburg, B. Brown

Senate Bill No. 281, introduced by Van Valkenburg, B. Brown

### MOTIONS

Representative Moore moved that consideration on HB 436 be passed until the 40th legislative day. Motion carried.

Representative Feda moved that HB 634 be taken from the Committee on State Administration and rereferred to the Committee on Human Services. Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 655, introduced by R. Anderson. Referred to Committee on Education and Cultural Resources.

HB 656, introduced by Hannah, Burnett, Winslow, D. O'Hara, Gould, Moore, Curtiss, Lund, Keyser, Keedy, Feda, Spilker, Iverson, Cozzens, Stobie, Daily, Robbins, Matsko, McLane. Referred to Committee on Judiciary.

HB 657, introduced by Underdal, Winslow, Stobie, Lund, Briggs, Hurwitz, Moore, D. O'Hara, Lee, Curtiss, Switzer, Sivertsen, Asay, McLane, Seifert, Kropp, Hazelbaker, Burnett, Andreason, Ryan, Ellison, Cozzens, Roth, Hannah, Feda, Jensen, Devlin, Schultz, Spilker, C. Smith, Phillips, Hemstad, Matsko, Harp, Keyser, Iverson, Ernst, Wallin, Conroy, Thoft, Nordtvedt, Ellerd, Hager, Galt, Aklestad, Kanduch, Roush, Kolstad, Zabrocki, Olson, Shontz, Hanson, Mueller, Goodover. Referred to Committee on State Administration.

HB 658, introduced by Shontz, Hart, Van Valkenburg, Keating, Quilici, Abrams, Switzer, Tveit, Lory. Referred to Committee on Judiciary.

HB 659, introduced by McBride, D. Brown, Harrington, Dussault, Menahan, Kessler, Shontz, Fabrega. Referred to Committee on Taxation.

HB 660, introduced by R. Anderson. Referred to Committee on Education and Cultural Resources.

HB 661, introduced by D. O'Hara. Referred to Committee on Local Government.

HB 662, introduced by Burnett. Referred to Committee on Education and Cultural Resources.

HB 663, introduced by Moore, Yardley, Dover. Referred to Committee on State Administration.

HB 664, introduced by Vincent. Referred to Committee on Human Services.

HB 665, introduced by Menahan, Harrington, Daily, Dussault, Quilici, R. Manning, O'Connell, Meyer, Keedy, Pavlovich. Referred to Committee on Education and Cultural Resources.

HB 667, introduced by Roth, Galt, Iverson, Hurwitz, Kemmis, Moore, Curtiss, Conroy, Briggs, Schultz, Ernst, Ellerd, Ellison, McLane, (By Request of the Department of Natural Resources and Conservation). Referred to Select Committee on Water.

HB 668, introduced by Curtiss, Conroy, Kanduch, Roth, Burnett, Moore, Sivertsen, Hafferman, Harp, Briggs, Sales, Kropp, Bennett, Ellerd. Referred to Committee on Judiciary.

HB 669, introduced by Andreason, E. Smith, Ellison, Jensen, J. Ryan, Burnett, Devlin, Bennett, Feda, Daily, Manuel, Robbins, McLane. Referred to Committee on Fish and Game.

HB 670, introduced by Curtiss, Roth, Burnett, Sivertsen, McCallum, Hafferman, Boylan. Referred to Select Committee on Water.

HB 671, introduced by Hurwitz, (By Request of the Department of Professional and Occupational Licensing). Referred to Committee on Business and Industry.

HB 672, introduced by Kanduch. Referred to Committee on Education and Cultural Resources.

HB 673, introduced by Lory. Referred to Committee on Local Government.

The following Senate bills were introduced, read first time and referred to committees:

SB 262, introduced by Van Valkenburg, B. Brown. Referred to Committee on Education and Cultural Resources.

SB 281, introduced by Van Valkenburg, B. Brown. Referred to Committee on Education and Cultural Resources.

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 96 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Burnett, Curtiss.

Total 2

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: None.

Total 0

House Bill No. 195 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy,



Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kitselman, Kropp, Manning, Manuel, Matsko, McBride, McLane, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Shelden, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Donaldson, Eudaily, Hart, Keyser, Lory, Menahan, Metcalf, Oberg, Robbins, Seifert, Shontz, Sivertsen, Thoft, Vinger.

Total 14

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: Kessler.

Total 1

House Bill No. 238 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Bardanoue, Smith, Stobie.

Total 3

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: None.

Total 0

House Bill No. 239 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Bardanouve, Stobie.

Total 2

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: None.

Total 0

House Bill No. 247 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sheldon, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Stobie.

Total 1

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: Neuman.

Total 1

House Bill No. 277 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sheldon, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Keyser.

Total 1

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: Harper.

Total 1

House Bill No. 285 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy,

Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: None.

Total 0

House Bill No. 390 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Hart.

Total 1

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: Bergene.

Total 1

House Bill No. 421 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90



Noes: Brown, Gould, Pavlovich, Smith, Stobie, Underdal, Vinger.  
Total 7

Excused: Brand, Briggs, Lund.  
Total 3

Absent or not voting: None.  
Total 0

House Bill No. 273 was passed by the following vote:

Ayes: Anderson, Asay, Bengtson, Bennett, Brand, Burnett, Conroy, Curtiss, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Harp, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Keyser, Kropp, Lory, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, O'Connell, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.  
Total 65

Noes: Abrams, Andreason, Azzara, Bardanouve, Bergene, Bertelsen, Brown, Conn, Cozzens, Daily, Dozier, Dussault, Ellerd, Fagg, Hannah, Hanson, Harper, Harrington, Huennekens, Kemmis, Kessler, Kitselman, McBride, Neuman, Oberg, O'Hara, Pavlovich, Quilici, Sales, Shelden, Thoft, Vinger, Winslow.  
Total 33

Paired: Brand, Aye; Kemmis, No.

Excused: Briggs, Lund.  
Total 2

Absent or not voting: None.  
Total 0

House Joint Resolution No. 15 was passed by the following vote:

Ayes: Andreason, Asay, Briggs, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Harp, Harrington, Holliday, Iverson, Jensen, Kanduch, Kennerly, Kitselman, Lund, Manuel, Matsko, Menahan, Moore, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.  
Total 51

Noes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Donaldson, Dozier, Dussault, Ellison, Fabrega, Hanson, Harper, Hart, Hemstad, Huennekens, Hurwitz, Jacobsen, Keedy, Kemmis, Kessler, Keyser, Kropp, Lory, Manning, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Phillips, Robbins, Roush, Shelden, Thoft, Vincent, Waldron, Williams, Yardley, Zabrocki.  
Total 49

Paired: Briggs, Lund, Spilker, Ayes; Brand, Dussault, Kemmis, Noes.

Excused: None.  
Total 0

Absent or not voting: None.



Total 0

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Spilker moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Moore in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

That HB 370 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Harper.

Total 1

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: Burnett, Gould, Kitselman, Smith, Vinger.

Total 5

That HB 397 do pass by the following vote:

Ayes: Abrams, Anderson, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Zabrocki.

Total 83

Noes: Curtiss, Hannah, Harp, Vinger, Winslow.

Total 5

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: Andreason, Asay, Azzara, Burnett, Kitselman, Marks, Pistoria, Smith, Yardley.

Total 9

That HB 398 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Hart, Switzer.

Total 2

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: Asay, Bardanouve, Burnett, Smith.

Total 4

That HB 463 do pass by the following vote:

Ayes: Abrams, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 80

Noes: Anderson, Bardanouve, Harper, Hurwitz, Jacobsen, Keedy, McBride, Neuman, Oberg, O'Hara, Ryan, Schultz, Stobie, Winslow.

Total 14

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: Azzara, Menahan, Seifert.

Total 3

That HB 479 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer,

Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Kemmis.

Total 1

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: Bergene, Daily, Marks, Ryan, Seifert, Shelden.

Total 6

That HB 108 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Neuman, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow.

Total 63

Noes: Abrams, Azzara, Bardanouve, Bengtson, Brand, Brown, Daily, Dozier, Harper, Harrington, Hart, Huennekens, Kanduch, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Waldron, Williams, Yardley, Zabrocki.

Total 37

Paired: Briggs, Fagg, Lund, Ayes; Brand, Kemmis, Menahan, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

That HB 225 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Neuman, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow.

Total 63

Noes: Abrams, Azzara, Bardanouve, Bengtson, Brand, Daily, Dozier, Harper, Harrington, Hart, Holliday, Huennekens, Kanduch, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Waldron, Williams, Yardley, Zabrocki.

Total 37

Paired: Briggs, Fagg, Lory, Lund, Smith, Spilker, Ayes; Brand, Kemmis, Menahan, Noes.

Excused: None.



Total 0

Absent or not voting: None.

Total 0

That HB 269 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 88

Noes: Feda.

Total 1

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: Daily, Devlin, Ellison, Fabrega, Harrington, Pistoria, Quilici, Yardley.

Total 8

Representative Meyer moved that HB 286 be placed below HB 350.  
Motion carried.

That HB 330 do pass by the following vote:

Ayes: Andreason, Bennett, Bertelsen, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Ellerd, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kitselman, Kropp, Lory, Manuel, Marks, Matsko, McLane, Menahan, Meyer, Moore, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Winslow, Zabrocki.

Total 57

Noes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Conn, Dozier, Dussault, Ellison, Fagg, Harper, Harrington, Hart, Keedy, Kemmis, Kennerly, Kessler, Keyser, Manning, McBride, Metcalf, Mueller, Neuman, Nordtvedt, Oberg, Quilici, Roush, Shelden, Sivertsen, Vincent, Waldron, Wallin, Williams, Yardley.

Total 36

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: Devlin, Donaldson, Hurwitz, Smith.

Total 4

That HB 346 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad,



Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: Bardanouve, Dozier, Harrington, Hurwitz, Pavlovich, Smith, Yardley.

Total 7

That HB 350 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley.

Total 87

Noes: Bennett, Harper, Huennekens, Keedy, Sales, Zabrocki.

Total 6

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: Hurwitz, Kessler, Marks, Winslow.

Total 4

Representative Underdal moved that consideration on HB 371 be passed for the day because of the absence of the fiscal note. Motion carried.

That HB 286 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: Abrams, Bardanouve, Bennett, Harper, Keyser, Kropp, Moore, Schultz, Stobie, Thoft, Underdal.

Total 11

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: Conn, Feda, Marks, Waldron.

Total 4

That HB 372 do pass by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Burnett, Conn, Conroy, Cozzens, Devlin, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.

Total 80

Noes: Brown, Dozier, Harrington, Huennekens, Keyser, Manning, Menahan, Nilson, Pavlovich, Switzer, Teague, Zabrocki.

Total 12

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: Anderson, Bardanouve, Curtiss, Daily, Ellison.

Total 5

Representative Sivertsen in the Chair.

That HB 389 do pass. Representative Ellerd made a substitute motion that consideration on HB 389 be passed for the day. Motion carried.

That HB 420 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: Dussault, Jensen, Keedy, Kessler, Shontz, Smith, Vincent, Yardley.

Total 8

That HB 442 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Marks, Matsko, McBride, McLane, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: Daily, Kessler, Manuel, Menahan, Meyer, Thoft, Vinger.

Total 7

Representative Moore in the Chair.

That HB 445 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley.

Total 84

Noes: Asay, Bardanouve, Huennekens, Keedy, Kemmis, Oberg, Shelden, Zabrocki.

Total 8

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: Bengtson, Bennett, Iverson, Vinger, Winslow.

Total 5

That HB 470 do pass by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan,



Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Andreason, Asay, Curtiss.

Total 3

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: Bennett, Iverson, Switzer, Vinger.

Total 4

Representative Conn moved that HB 480, second reading copy, be amended as follows:

1. Title, lines 12 and 13.

Strike: line 12 through "RECORDS;" on line 13

2. Title, line 14.

Strike: "41-5-603,"

3. Page 13, lines 5 through 7.

Strike: lines 5 through 7 in their entirety

Renumber: subsequent subsections

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Nilson, Nordtvedt, Oberg, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Conroy, Matsko, Moore, Mueller, Neuman, O'Connell, Pistoria, Sales, Seifert, Spilker.

Total 10

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: Bennett, Brown, Hannah, O'Hara, Pavlovich, Vinger.

Total 6

Representative Matsko moved that HB 480, second reading copy, be further amended as follows:

1. Page 8, line 14.

Following: "~~shown~~"

Insert: "only"

2. Page 8, line 15.

Following: "majority"

Strike: "or until"

Insert: "unless"



3. Page 8, line 16.

Following: "destroyed"

Insert: "at an earlier date. Any such record may be used by the originating agency for comparison and identification purposes in any other investigation only when probable cause is established before the youth court judge that the youth is a principal suspect."

Amendment passed by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bennett, Bergene, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harper, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 76

Noes: Anderson, Bardanouve, Bengtson, Bertelsen, Dozier, Harp, Hart, Keedy, Kemmis, Kennerly, Neuman, Oberg, Stobie, Underdal, Yardley.

Total 15

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: Burnett, Harrington, Hurwitz, Seifert, Shelden, Vinger.

Total 6

And HB 480, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bertelsen, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harrington, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 80

Noes: Bergene, Brown, Conn, Dozier, Harp, Harper, Hart, Huennekens, Kemmis, McBride, Metcalf, Shelden, Yardley.

Total 13

Excused: Brand, Briggs, Lund.

Total 3

Absent or not voting: Azzara, Hurwitz, Ryan, Vinger.

Total 4

That HB 481 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch,

Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.  
Total 87

Noes: Harrington, Hart, Oberg, Pistoria, Smith, Winslow.  
Total 6

Excused: Brand, Briggs, Lund.  
Total 3

Absent or not voting: Abrams, Burnett, Keedy, Shelden.  
Total 4

Representative Burnett excused at this time.

That HB 482 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 92

Noes: None.  
Total 0

Excused: Brand, Briggs, Burnett, Lund.  
Total 4

Absent or not voting: Azzara, Dussault, Marks, Shelden.  
Total 4

That HB 517 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 95

Noes: None.  
Total 0

Excused: Brand, Briggs, Burnett, Lund.

Total 4

Absent or not voting: Stobie.

Total 1

Representative Nordtvedt moved that Senate Amendments to HB 219 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: None.

Total 0

Excused: Brand, Briggs, Burnett, Lund.

Total 4

Absent or not voting: Waldron.

Total 1

Representative Fagg moved that consideration on SB 157 and SB 168 be passed for the day. Motion carried.

That the Committee rise and report. (Moore, Chairman). Report adopted. (91-3)

### MOTIONS

Representative Hart moved that consideration on HB 389 be passed until the 35th legislative day for the preparation of a new fiscal note. Motion carried.

### SPECIAL ORDERS OF THE DAY

The Speaker appointed the following representatives to the Select Committee to Resolve Questions Relating to Valuation of Commercial and Residential Property:

Sivertsen  
Williams

The Speaker introduced Kathy Harrington, Beth Daily, Lise Lindborg, Wynette Fabrega, Vicki Lenci, James Shaw, Marie Colmey, Leslie Prince, and Darla Pyles, this week's pages, and thanked them for their services.

Representative Fagg moved that the House adjourn until 9:00 a.m., February 7, 1981.

Motion carried.

House adjourned at 6:30 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk



## THIRTIETH LEGISLATIVE DAY

Helena, Montana  
February 7, 1981

House Chambers  
Capitol Building

House convened at 9:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Brand, Briggs, Burnett, Jensen, Lund, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Twenty-ninth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 2/7/81

Correctly printed - HB 43.

Correctly engrossed - HB 108, HB 225, HB 269, HB 286, HB 330, HB 350, HB 372, HB 398, HB 442, HB 463.

Considered correctly engrossed - HB 346, HB 370, HB 470, HB 479, HB 481, HB 482, HB 517.

FISH AND GAME (Ellison, Chairman): 2/5/81

HB 477, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Anderson, Andreason, Gould.

Total 3

Excused: Brand, Briggs, Burnett, Jensen, Lund.

Total 5

Absent or not voting: Bardanouve, Conn, Harrington, Manuel, Pavlovich, Seifert, Teague, Waldron.

Total 8

HUMAN SERVICES (Gould, Chairman): 2/5/81

HB 41, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin,



Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 88

Noes: Ernst, Kropp, Moore, Vinger.  
Total 4

Excused: Brand, Briggs, Burnett, Jensen, Lund.  
Total 5

Absent or not voting: Bardanouve, Harrington, Manuel.  
Total 3

HB 187, do not pass. Representative Gould moved the adoption of the Adverse Committee Report. Representative Moore made a substitute motion that HB 187 be referred back to the Committee on Human Services for some changes. Motion carried. (75-17)

JUDICIARY (Keyser, Chairman):

2/5/81

HB 348, do not pass. Representative Keyser moved the adoption of the Adverse Committee Report. Representative Metcalf made a substitute motion that HB 348 be printed and placed on Second Reading and that the ayes and nays be spread upon the journal. Motion failed by the following vote:

Ayes: Azzara, Bardanouve, Bengtson, Bergene, Conn, Dozier, Dussault, Harper, Harrington, Hart, Huennekens, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, Robbins, Roush, Shelden, Shontz, Vincent, Waldron, Williams, Yardley, Zabrocki.  
Total 34

Noes: Abrams, Anderson, Andreason, Asay, Bennett, Bertelsen, Brown, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Kanduch, Keyser, Kitselman, Kropp, Lory, Matsko, McLane, Meyer, Moore, Mueller, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.  
Total 61

Excused: Brand, Briggs, Burnett, Jensen, Lund.  
Total 5

Absent or not voting: None.  
Total 0

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bennett, Bertelsen, Brown, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Kanduch, Keyser, Kitselman, Kropp, Lory, Matsko,

McLane, Meyer, Moore, Mueller, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 60

Noes: Azzara, Bardanouve, Bengtson, Bergene, Conn, Dozier, Dussault, Harper, Harrington, Hart, Huennekens, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nordtvedt, Oberg, Robbins, Roush, Shelden, Shontz, Stobie, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 34

Excused: Brand, Briggs, Burnett, Jensen, Lund.

Total 5

Absent or not voting: Holliday.

Total 1

TAXATION (Nordtvedt, Chairman):

2/5/81

HB 221, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Harp, Teague.

Total 2

Excused: Brand, Briggs, Burnett, Jensen, Lund.

Total 5

Absent or not voting: Matsko, Shelden.

Total 2

HB 312, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bennett, Bergene, Bertelsen, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 71

Noes: Azzara, Bengtson, Brown, Daily, Dozier, Dussault, Harrington, Hemstad, Holliday, Keedy, Kessler, Manning, Manuel, McBride, Menahan, Nilson, Oberg, Quilici, Roush, Teague, Vincent, Waldron, Williams.  
Total 23

Excused: Brand, Briggs, Burnett, Jensen, Lund.  
Total 5

Absent or not voting: Shelden.  
Total 1

HB 391, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.  
Total 82

Noes: Andreason, Bengtson, Hannah, Harp, Kessler, Keyser, Teague, Underdal, Vincent, Vinger, Wallin, Winslow.  
Total 12

Excused: Brand, Briggs, Burnett, Jensen, Lund.  
Total 5

Absent or not voting: Shelden.  
Total 1

#### EDUCATION AND CULTURAL RESOURCES (Eudaily, Chairman):

2/4/81

HB 272, introduced bill, be amended as follows:

1. Title, line 7.

Following: "20-4-302,"

Insert: "20-4-402,"

2. Page 2, lines 10 through 12.

Following: "action" on line 10

Strike: "and" through "teacher" on line 12

3. Page 2.

Following: line 21

Insert: "Section 2. Section 20-4-402, MCA, is amended to read:"

Section 20-4-402 remains unchanged except for subsection (6), which is amended as follows:

"(6) have general supervision of all pupils of the district, enforce the compulsory attendance provisions of this title, and have the authority to suspend for good cause any pupil of the district ~~until the trustees may consider such suspension,~~"

And, as amended, do pass. Report adopted.

HB 610, introduced bill, be amended as follows:

2/6/81

1. Page 8, line 6.

Following: "budget"

Insert: ", whichever is greater,"

And, as amended, do pass. Report adopted.

HIGHWAYS AND TRANSPORTATION (Kropp, Chairman):

2/5/81

HB 145, introduced bill, be amended as follows:

1. Page 2, line 3.

Following: line 2

Strike: "recorded"

Insert: "kept at record"

2. Page 2, line 5.

Following: line 4

Strike: "\$1"

Insert: "\$2, half of which shall go to the state general fund and half of which shall go to the county general fund"

And, as amended, do pass. Report adopted.

HB 547, introduced bill, be amended as follows:

1. Title, line 6.

Following: "HISTORICAL"

Insert: "OR ARTS"

2. Page 2, line 14.

Following: "nonprofit historical"

Insert: "or arts"

And, as amended, do pass. Report adopted.

SB 79, be concurred in. Report adopted.

HUMAN SERVICES (Gould, Chairman):

2/6/81

HB 249, introduced bill, be amended as follows:

1. Title, line 6.

Following: "COMMITTEE"

Strike: "; AND PROVIDING AN APPROPRIATION"

2. Page 3, line 21.

Following: "and"

Strike: "12"

Insert: "five"

3. Page 3, lines 22 and 23.

Following: "groups"

Strike: ", none" through "members" on line 23

4. Page 3, line 24.

Following: "hemophilia"

Insert: ", one member appointed for 3 years"

5. Page 3, line 25.

Following: "care"

Insert: ", one member appointed for 3 years"

6. Page 4, line 1.

Following: "treatment"

Insert: ", one member appointed for 4 years"



7. Page 4, line 2.

Following: "public"

Insert: ", two members appointed for 3 years each"

8. Page 4, lines 3 through 8.

Following: line 2

Strike: subsection (3) in its entirety

Re-number: subsequent subsection

9. Page 4, line 10.

Following: "a"

Strike: "new"

10. Page 4, lines 21 through 25.

Following: line 20

Strike: section 8 in its entirety

And, as amended, do pass. Report adopted.

Committee adopted the following Statement of Intent:

#### STATEMENT OF INTENT HOUSE BILL 249

A statement of intent is needed for HB 249 because section 4 calls for development of standards for determining eligibility for care and treatment. It is the intent of the legislature that the criteria in section 5 of the bill be used primarily in determining eligibility for the treatment program established by this bill. Further, the intent of this bill is to help those who already have expended their own resources to help themselves. It is understood that the costs of treatment for hemophilia and related diseases are very high and that the resources of an individual or family may very easily be depleted in an attempt to combat the disease. The program, then, is intended to prevent the impoverishment of families and individuals suffering from the diseases. Individuals and families who have made efforts to help themselves are intended to be covered while those who have not made such efforts are not.

JUDICIARY (Keyser, Chairman):

2/5/81

HB 337, introduced bill, be amended as follows:

1. Page 2.

Following: line 25

Insert: "(d) section 15-24-1001;"

Reletter: subsequent subsections

And, as amended, do pass. Report adopted.

HB 396, introduced bill, be amended as follows:

2/6/81

1. Page 1, line 20.

Following: "state"

Insert: ", but does not include any judgment, order, or decree of any Indian tribal court in this state or elsewhere or any judgment, order, or decree of any court not of record in the other state"

And, as amended, do pass. Report adopted.

HB 440, introduced bill, be amended as follows:

2/5/81

1. Page 1, line 16.

Following: "(a)"

Strike: "\$5"

Insert: "\$10"

2. Page 1, line 17.

Following: "to"

Strike: "5"

Insert: "10"

3. Page 1, line 19.

Following: "than"

Strike: "5"

Insert: "10"

4. Page 1, line 20.

Following: "to"

Strike: "15"

Insert: "20"

5. Page 1, line 22.

Following: "than"

Strike: "15"

Insert: "20"

6. Page 2, line 1.

Following: "of"

Strike: "this section"

Insert: "subsection (1)(a)"

7. Page 2, line 3.

Following: "~~shall~~"

Strike: "\$4 to"

Insert: "the balance of the fine not otherwise allocated by law and shall"

And, as amended, do pass. Report adopted.

### MESSAGES FROM THE OTHER HOUSE

Senate Bills passed as amended and transmitted to the House for concurrence: 2/6/81

Senate Bill No. 97, introduced by Etchart

Senate Bill No. 176, introduced by Stimatz

Senate Bill passed and transmitted to the House for concurrence: 2/6/81

Senate Bill No. 230, introduced by Hager, Nilson

### MOTIONS

Representative Moore moved that HB 187 be taken from the Committee on Human Services and rereferred to the Committee on Appropriations. Motion carried.

Representative Moore moved that HB 610 be taken from Second Reading and rereferred to the Committee on Appropriations. Motion carried.

Representative Nordtvedt moved that consideration on HB 484 be passed until the 31st legislative day for the purpose of amendment. Motion carried.

Representative Underdal moved that consideration on HB 371 be passed until the 34th legislative day because the fiscal note needs correction. Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

- HB 674, introduced by Fabrega, Nilson, Dussault, Vincent, R. Manning, Lee, Gould, Ryan. Referred to Committee on State Administration.
- HB 675, introduced by Harper, (By Request of the Study Committee on State Mandates and the Effects of State-Owned Property on Local Governments). Referred to Committee on Local Government.
- HB 676, introduced by Harper, (By Request of the Study Committee on State Mandates and the Effects of State-Owned Property on Local Governments). Referred to Committee on Judiciary.
- HB 677, introduced by Cozzens, Winslow, Eudaily. Referred to Committee on Education and Cultural Resources.
- HB 678, introduced by Burnett. Referred to Committee on Judiciary.
- HB 679, introduced by Feda, Vinger, Conroy, McLane, Donaldson, Keedy. Referred to Committee on Local Government.
- HB 680, introduced by Keedy, B. Brown, Nordtvedt. Referred to Committee on State Administration.
- HB 681, introduced by Sivertsen, Keyser, Marks, Graham, Kropp, Menahan. Referred to Committee on Highways and Transportation.
- HB 682, introduced by Kemmis, M. Anderson, Etchart, Dussault. Referred to Committee on State Administration.
- HB 683, introduced by Fabrega, B. Brown, Bergene, Conn, Bengtson, R. Anderson, Donaldson. Referred to Committee on State Administration.
- HJR 25, introduced by Harper, Dozier, Harrington, Daily, Dussault, Quilici, Huennekens, Roush, Waldron, Kennerly, Hart, Metcalf, Nilson, Menahan, R. Manning, Pistoria, O'Connell, Shontz, Robbins, Zabrocki. Referred to Committee on Labor and Employment Relations.
- HJR 26, introduced by Moore, Dussault, Marks. Referred to Committee on Human Services.

The following Senate bills were introduced, read first time and referred to committees:

- SB 97, introduced by Etchart. Referred to Committee on Local Government.
- SB 176, introduced by Stimatz, (By Request of the Department of Natural Resources and Conservation). Referred to Select Committee on Water.
- SB 230, introduced by Hager, Nilson. Referred to Committee on Human Services.

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Metcalf in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Meyer moved that SB 157 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 76

Noes: Gould, Hannah, Hemstad, Keyser, Kitselman, Moore, Nordtvedt, O'Hara, Pavlovich, Switzer, Teague, Winslow, Yardley.

Total 13

Excused: Brand, Briggs, Burnett, Jensen, Lund.

Total 5

Absent or not voting: Bardanouve, Devlin, Hurwitz, O'Connell, Quilici, Shelden.

Total 6

Representative Fagg moved that consideration on SB 168 be passed for the day. Motion carried.

Representative Phillips moved that HB 67, second reading copy, be amended as follows:

1. Page 2, line 17.

Following: "(5)"

Insert: "For the purpose of this act"

2. Page 2, line 19.

Following: "government"

Insert: "excluding military reservations"

Representative Keedy moved to divide the amendment. Representative Phillips then withdrew the first part of the amendment and moved the second part of the amendment. Amendment passed by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Brand, Briggs, Burnett, Jensen, Lund.

Total 5

Absent or not voting: Anderson, Hurwitz, Kennerly, Kropp, Marks, Meyer.

Total 6



And HB 67, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Brand, Briggs, Burnett, Jensen, Lund.

Total 5

Absent or not voting: Kropp, Sivertsen, Yardley.

Total 3

Representative Nordtvedt moved that HB 156 be placed below HB 237 for the preparation of a Statement of Intent. Motion carried.

Representative McBride moved that HB 237, second reading copy, be amended as follows:

1. Page 1, line 25.

Following: "~~10%~~"

Strike: "5%"

Insert: "10%"

2. Page 2, line 4.

Following: "~~10%~~"

Strike: "5%"

Insert: "10%"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bergene, Bertelsen, Brown, Conn, Daily, Dozier, Dussault, Ellerd, Eudaily, Fabrega, Fagg, Harper, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Lory, Manning, Manuel, Marks, McBride, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Sales, Shelden, Shontz, Smith, Teague, Thoft, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 53

Noes: Andreason, Asay, Bengtson, Bennett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellison, Ernst, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Iverson, Keyser, Kitselman, Kropp, Matsko, McLane, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Schultz, Seifert, Sivertsen, Spilker, Stobie, Switzer, Underdal, Vinger, Wallin, Winslow.

Total 40

Excused: Brand, Briggs, Burnett, Jensen, Lund.

Total 5

Absent or not voting: Harrington, Hurwitz.

Total 2

And HB 237, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brown, Conn, Conroy, Curtiss, Daily, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Schultz, Shelden, Shontz, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 74

Noes: Andreason, Bennett, Cozzens, Devlin, Donaldson, Hannah, Harp, Moore, Mueller, Nordtvedt, O'Hara, Roth, Ryan, Seifert, Sivertsen, Smith, Stobie, Underdal, Winslow.

Total 19

Excused: Brand, Briggs, Burnett, Jensen, Lund.

Total 5

Absent or not voting: Sales, Yardley.

Total 2

Representative Nordtvedt moved that the following Statement of Intent be attached to HB 156:

#### STATEMENT OF INTENT HOUSE BILL 156

The Department of Revenue will adopt eligibility criteria, and necessary implementing rules and forms, so that non-incorporated businesses will qualify on the same terms that corporations qualify for the job creation tax credit.

Statement of Intent adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Kanduch, Keedy, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Brand, Briggs, Burnett, Jensen, Lund.

Total 5

Absent or not voting: Bergene, Bertelsen, Huennekens, Hurwitz, Kemmis, Kennerly, Kitselman, Meyer, Nordtvedt, Quilici.

Total 10

And HB 156, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Dozier, Nilson, Ryan, Stobie.

Total 4

Excused: Brand, Briggs, Burnett, Jensen, Lund.

Total 5

Absent or not voting: Bergene, Dussault, Hurwitz, Kessler, Meyer, Pavlovich, Sivertsen.

Total 7

Representative Waldron excused at this time.

That HB 504 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Marks, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 78

Noes: Azzara, Brown, Daily, Dozier, Harrington, Manning, Manuel, McBride, Menahan, Oberg, Pavlovich, Quilici, Teague.

Total 13

Excused: Brand, Briggs, Burnett, Jensen, Lund, Waldron.

Total 6

Absent or not voting: Shelden, Sivertsen, Smith.

Total 3

That HB 505 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley.



Total 85

Noes: Bergene, Curtiss, Jacobsen, McLane, Zabrocki.

Total 5

Excused: Brand, Briggs, Burnett, Jensen, Lund, Waldron.

Total 6

Absent or not voting: Donaldson, Lory, Shelden, Smith.

Total 4

That HB 519 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Brand, Briggs, Burnett, Jensen, Lund, Waldron.

Total 6

Absent or not voting: Conroy, Sivertsen, Smith.

Total 3

That HB 522 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 90

Noes: Feda, Smith, Yardley.

Total 3

Excused: Brand, Briggs, Burnett, Jensen, Lund, Waldron.

Total 6

Absent or not voting: Donaldson.

Total 1

That the Committee rise and report. (Metcalf, Chairman). Report adopted. (90-0)



**SPECIAL ORDERS OF THE DAY**

The Sergeant-at-Arms escorted Justice John Harrison and the Montana Council Eagle Scouts, class of 1980, to the well of the House where they were introduced and given a nice round of applause.

**THIRD READING OF BILLS**

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 56 failed to pass by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bergene, Bertelsen, Brand, Conn, Donaldson, Dozier, Dussault, Fabrega, Fagg, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jensen, Keedy, Kemmis, Kennerly, Kessler, Lory, Manning, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, Quilici, Roth, Roush, Spilker, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 42

Noes: Anderson, Andreason, Asay, Bengtson, Bennett, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Iverson, Jacobsen, Kanduch, Keyser, Kitselman, Kropp, Lund, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 57

Paired: Brand, Fagg, Jensen, Kemmis, Spilker, Waldron, Ayes; Briggs, Burnett, Eudaily, Lund, Phillips, Smith, Noes.

Excused: None.

Total 0

Absent or not voting: Manuel.

Total 1

Representative Seifert excused at this time.

House Bill No. 127 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Curtiss, Vinger.

Total 2

Excused: Brand, Briggs, Burnett, Jensen, Lund, Seifert, Waldron.

Total 7

Absent or not voting: None.

Total 0

Representative Seifert present at this time.

House Bill No. 223 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 72

Noes: Azzara, Bardanouve, Brown, Dozier, Dussault, Fabrega, Harper, Harrington, Hart, Huennekens, Kanduch, Keedy, Kemmis, Manning, McBride, Menahan, Nilson, Oberg, Pavlovich, Quilici, Shelden, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 27

Paired: Briggs, Burnett, Fagg, Jensen, Lund, Ayes; Dussault, Kemmis, Quilici, Vincent, Waldron, Noes.

Excused: Brand.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 351 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Brand, Briggs, Burnett, Jensen, Lund, Waldron.

Total 6

Absent or not voting: None.

Total 0

House Bill No. 387 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper,

Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Brand, Briggs, Burnett, Jensen, Lund, Waldron.

Total 6

Absent or not voting: Hurwitz.

Total 1

House Bill No. 402 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Conroy, Ellerd, Feda, Hannah, Kropp, Robbins, Sales, Thoft, Winslow.

Total 9

Excused: Brand, Briggs, Burnett, Jensen, Lund, Waldron.

Total 6

Absent or not voting: None.

Total 0

House Bill No. 403 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Mr. Speaker.

Total 81

Noes: Bengtson, Bertelsen, Brown, Dozier, Dussault, Huennekens, Kemmis, Kennerly, McBride, Oberg, Waldron, Yardley, Zabrocki.

Total 13

Paired: Hemstad, Aye; Waldron, No.



Excused: Brand, Briggs, Burnett, Jensen, Lund.

Total 5

Absent or not voting: Donaldson.

Total 1

House Bill No. 405 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Harp.

Total 1

Excused: Brand, Briggs, Burnett, Jensen, Lund, Waldron.

Total 6

Absent or not voting: None.

Total 0

House Bill No. 437 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Curtiss, Daily.

Total 2

Excused: Brand, Briggs, Burnett, Jensen, Lund, Waldron.

Total 6

Absent or not voting: None.

Total 0

House Bill No. 439 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy,



Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.  
Total 87

Noes: Curtiss, Hannah, Seifert, Sivertsen, Smith, Winslow.  
Total 6

Excused: Brand, Briggs, Burnett, Jensen, Lund, Waldron.  
Total 6

Absent or not voting: Andreason.  
Total 1

Senate Amendments to House Bill No. 219 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 93

Noes: None.  
Total 0

Excused: Brand, Briggs, Burnett, Jensen, Lund, Waldron.  
Total 6

Absent or not voting: Brown.  
Total 1

## MOTIONS

Representative Fabrega moved that the House reconsider its action in failing to pass HB 56 on Third Reading today. Motion carried by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bergene, Bertelsen, Brand, Conn, Cozzens, Donaldson, Dozier, Dussault, Ernst, Fabrega, Fagg, Hannah, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Lory, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Hara, Phillips, Quilici, Robbins, Roth, Roush, Schultz, Shelden, Shontz, Thoft, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 58

Noes: Anderson, Andreason, Asay, Bengtson, Bennett, Briggs, Burnett, Conroy, Curtiss, Daily, Devlin, Ellerd, Ellison, Eudaily, Fedra, Gould, Hanson, Harp, Jacobsen, Kitselman, Kropp, Lund, Matsko, Moore, Mueller,

Nordtvedt, O'Connell, Pavlovich, Pistoria, Ryan, Sales, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vinger, Wallin.  
Total 41

Paired: Brand, Fagg, Harper, Jensen, Kemmis, Metcalf, Waldron, Ayes; Briggs, Burnett, Eudaily, Lund, Seifert, Smith, Spilker, Noes.

Excused: None.  
Total 0

Absent or not voting: Brown.  
Total 1

Representative Fagg moved that consideration on SB 168 be passed until the 46th legislative day. Motion carried.

Representative Kitselman moved that HB 56 be taken from Third Reading and returned to Second Reading for debate. Representative Fabrega made a substitute motion that HB 56 be placed on Second Reading this day and that the rules be temporarily suspended to allow the Committee of the Whole to sit again after having risen and reported. Motion carried. (54-35) A point of order was raised that a two-thirds vote was required to suspend the rules. Representative Dussault objected that the rules need not be suspended for the Committee of the Whole to sit again and that a motion to sit again is all that is necessary. The Speaker ruled that the substitute motion failed; therefore, a vote was taken on the motion of Representative Kitselman. Motion carried. (85-4)

### UNFINISHED BUSINESS

Representative Kemmis asked Representative Fagg about the republican leadership's plans for tax cuts based on several articles that appeared in various Montana newspapers and complained that the democratic party was not being kept informed.

Representative Vincent further commented, "I would like to thank the press for being the vital link in this process. If it weren't for the press we wouldn't know what they are doing!"

Representative Fagg reiterated that his door is always open to anyone who would like to ask questions. After lengthy discussion, Speaker Marks observed that the press was no longer taking notes (a titter ran through the crowd) and suggested to the assembly that they get on with the business at hand.

Representative Fagg moved that the House adjourn until 3:00 p.m., February 9, 1981.

Motion carried.

House adjourned at 12:25 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk



## THIRTY-FIRST LEGISLATIVE DAY

Helena, Montana  
February 9, 1981

House Chambers  
Capitol Building

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Brand, Devlin, Keyser, Kropp, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Thirtieth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 2/9/81  
Correctly printed - HB 121, HB 145, HB 249, HB 272, HB 321, HB 337, HB 360, HB 396, HB 415, HB 433, HB 435, HB 440, HB 547.  
Correctly engrossed - HB 67, HB 156, HB 237, HB 397, HB 420, HB 445, HB 480, HB 504, HB 505, HB 519, HB 522.  
Correctly enrolled - HB 219.  
Examined by the sponsor (Nordtvedt) and found to be correct - HB 219.  
Signed by the Speaker at 3:00 p.m., 2/9/81 - HB 219.  
Delivered to the Governor for his approval at 3:35 p.m., 2/9/81 - HB 219.

HUMAN SERVICES (Gould, Chairman): 2/7/81  
HB 80, do pass. Report adopted.

Committee adopted the following Statement of Intent:

#### STATEMENT OF INTENT HOUSE BILL 80

Although a statement of intent is not specifically needed for this bill, the legislature felt that it was necessary to express its intention regarding the handling of protective payees for those recipients of public assistance who need aid in handling their finances. Because this bill removes the bonding requirement for protective payees, it was felt to be necessary to give some guidance on the handling of protective payees. The attached draft has been approved as a suitable approach to the protective payee situation. It is intended that SRS handle protective payees as described in their attached draft or in a manner substantially similar.

#### AFDC PROGRAM PROTECTIVE PAYEE

A protective payee program is established to assure that AFDC payments are used in a manner consistent with the purpose of assistance in providing for the best interest of the child/children. Montana SRS would establish the following procedure to administer the protective payee program:

1. Establish Need — When there is documented evidence that a caretaker mismanages funds and that the needs of the child are not consistently met, a protective payee may be established.
2. Selection of Payee — The protective payee must be reliable and capable of managing household funds.



Restrictions — The payee can be a family member, friend or staff member of a community or department agency. Ineligible persons would be ET staff, vendors of goods or services dealing directly with the client and specific restricted personnel of the agency. Those restricted include County Commissioners, executive heads of public welfare departments, special investigative or resource staff, staff handling fiscal processes and landlords.

Selection of Payee — The recipient may participate in the selection of the payee, following the selection criteria.

A contractual agreement shall be entered into between the payee and the county outlining the duties, responsibilities of each.

3. Monitor of Payee — The Department shall establish within reasonable guidelines, the method in which the payee shall carry out his responsibilities. Shelter, food and personal need of payment shall be provided in a manner designed to best meet the needs of the recipient.

A record of payments shall be kept on a regular basis by the payee. This record shall be accessible to the Department for review as frequently as indicated by circumstances, but at least every three months. The review shall specifically address the continuing need for a protective payee, and the way the responsibilities are being carried out.

4. Termination of Protective Payee — Termination shall occur when:

- a. The caretaker is determined able to assume management of funds.
- b. It appears that the protective payee arrangement likely will continue beyond two years. Judicial appointment of a guardian shall be sought.

5. Fair Hearing — Opportunity for a Fair Hearing shall be given to an individual who requests it as a result of any protective payee procedure.

A contractual agreement between the County Welfare Department and protective payee would be made. That agreement would designate the payee, the recipient, and the responsibilities and duties of both the payee and County Welfare Department. A statement would be included designating the payee's understanding of his personal liability in the event of irresponsible actions taken in the role of the payee.

#### PROTECTIVE PAYEE AGREEMENT

I, \_\_\_\_\_, hereby agree to accept the responsibilities and duties of Protective Payee for \_\_\_\_\_ until such time as I am relieved of said duties.

By signing this agreement I understand that my duties include providing for the shelter, food and personal needs of \_\_\_\_\_ by properly disbursing the funds provided by the AFDC payment provided by Montana State Department of Social and Rehabilitation Services.

I further acknowledge that my responsibilities include maintaining a regular record of receipts and method of disbursement to be available to the (county) Department of Public Welfare for review.

I understand that improperly exercising the responsibilities of Protective Payee shall result in the penalties as included in MCA

\_\_\_\_\_  
(SEAL)

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

LOCAL GOVERNMENT (Bertelsen, Chairman):  
HB 33, introduced bill, be amended as follows:

2/9/81

1. Page 1, line 23.  
Following: "protest"

Strike: "provisions of 7-2-4314(2) do not apply"

Insert: "required to stop an annexation pursuant to this part must be signed by 66  $\frac{2}{3}$  % of the freeholders"

2. Page 2, line 13.

Following: "when"

Strike: "the municipality and"

Insert: "51 % of the"

3. Page 2, line 14.

Following: "annexed"

Strike: "mutually agree to"

Insert: "petition for"

4. Page 2, line 17.

Following: "provisions of"

Strike: "7-2-4236"

Insert: "7-2-4736"

5. Page 2.

Following: line 17

Insert: "(5) If the annexed area is to continue to receive fire protection from a rural fire district as provided in subsection (4)(a), the property taxes levied by the municipality on the freeholders of the annexed area shall be reduced by that amount which can be directly attributed to the municipal fire service."

And, as amended, do pass. Report adopted.

HB 191, introduced bill, be amended as follows:

1. Title, line 7.

Following: "LEVY"

Insert: "; AND AMENDING SECTION 7-6-2220, MCA"

2. Page 1, line 10.

Following: line 9

Insert: "NEW SECTION."

3. Page 1, line 12.

Following: "lieu of"

Strike: "most of"

4. Page 1, line 13.

Following: "levies"

Insert: "authorized by law"

5. Page 1, line 14.

Following: line 13

Insert: "NEW SECTION."

6. Page 1, line 18.

Following: "levies"

Insert: "authorized by law"

7. Page 1.

Following: line 20

Insert: "(3) If the county governing body of a first or second class county determines that the interests of the county would be best served by an all-purpose mill levy, it shall specify its intent to impose an all-purpose levy in the resolution approving and adopting the annual budget."

8. Page 1, line 21.

Following: line 20  
Insert: "NEW SECTION."

9. Page 2.  
Following: line 25 on page 1  
Insert: "(2) for the poor fund as provided in 53-2-321;  
(3) for the district court fund provided in 7-6-2511;"  
Renumber: subsequent subsections

10. Page 2, lines 13 and 14.  
Following: "in"  
Strike: "7-6-2341 and 7-6-2342"  
Insert: "10-3-405"

11. Page 2, line 14.  
Following: "mills;"  
Strike: "and"

12. Page 2, line 16.  
Following: "19-3-204"  
Strike: ","  
Insert: ","

13. Page 2.  
Following: line 16  
Insert: "(10) to fund any levy requiring and receiving approval of the voters; and

(11) to fund the maintenance and operation of districts created to provide a service not available countywide or to provide a higher level of service than that available countywide."

14. Page 2, line 17.  
Following: line 16  
Insert: "NEW SECTION."

15. Page 3, line 5.  
Following: line 4  
Insert: "NEW SECTION."

16. Page 3.  
Following: line 9  
Insert: "NEW SECTION. Section 6. Distribution of all-purpose levy. The money received from the all-purpose levy shall be accounted for in a common fund known as the all-purpose general fund.

NEW SECTION. Section 7. Exemptions of future levies. Any statutory mill levy authorized for county governments after [the effective date of this act] which does not specifically include that mill levy within the 55 all-purpose mill levy shall be considered to be in addition to the all-purpose levy.

Section 8. Section 7-6-2220, MCA, is amended to read:

"7-6-2220. Levy for capital improvement fund. Money for the capital improvement fund is to be derived from the multiple levies or the all-purpose mill levy authorized by statute and appropriated to the capital improvement fund. However, no more than 10% of the money derived from any one levy may be appropriated to the capital improvement fund."

Section 9. Severability. If a part of this act is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of this act is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications."

And, as amended, do pass. Report adopted.

HB 304, do pass. Report adopted. 2/7/81

HB 357, do pass. Report adopted.

HB 358, do pass. Report adopted.

NATURAL RESOURCES (Iverson, Chairman): 2/6/81

HB 509, introduced bill, be amended as follows:

1. Page 1, line 17.

Following: "obtaining"

Strike: "low-cost"

2. Page 2, line 8.

Following: "sales"

Strike: "."

Insert: "; or"

3. Page 2.

Following: line 8

Insert: "(c) less natural gas or electricity than in subsections (a) or (b) that elects by written notice to the department to participate in the residential conservation service program and agrees to comply with the residential conservation service rules of the department and of the United States department of energy."

And, as amended, do pass. Report adopted.

Committee adopted the following Statement of Intent:

#### STATEMENT OF INTENT HOUSE BILL 509

In adopting rules and establishing guidelines for the Residential Conservation Service the department shall use federal regulations modified to meet conditions that exist in Montana.

STATE ADMINISTRATION (Fedra, Chairman): 2/9/81

HB 60, do pass. Report adopted.

HB 496, do pass. Report adopted.

HB 502, introduced bill, be amended as follows:

1. Title, line 5.

Following: "RESCUE"

Insert: "AND VOLUNTEER EMERGENCY MEDICAL"

Following: "BLINKER"

Insert: "OR REVOLVING"

2. Page 1, lines 12 and 13.

Following: "Blinker-type"

Insert: "or revolving"

Following: "on"

Strike: "firefighters" through "personnel's" on line 13

Insert: "certain"

Following: "private"

Strike: "vehicle"

Insert: "vehicles"



3. Page 1, lines 14 and 15.

Following: "Firefighters"

Strike: ",", through "department," on line 15

4. Page 1, line 16.

Following: "rescue"

Insert: "and volunteer emergency medical"

5. Page 1, line 17.

Following: "blinker-type"

Insert: "or revolving"

6. Page 1, line 22.

Following: "rescue"

Insert: "or volunteer emergency medical"

And, as amended, do pass. Report adopted.

HB 503, introduced bill, be amended as follows:

1. Page 1, lines 15 and 16.

Following: "guard," on line 15

Strike: "or" through "marine" on line 16

And, as amended, do pass. Report adopted.

HB 520, do pass. Report adopted.

TAXATION (Nordtvedt, Chairman):

2/7/81

HB 63, introduced bill, be amended as follows:

1. Page 2, lines 5 and 6.

Following: "received" on line 5

Strike: "by a retired person"

2. Page 2, line 10.

Following: "Code"

Strike: ",",

Insert: "of 1954, or"

Following: "as"

Insert: "that section may be labeled or"

And, as amended, do pass. Report adopted.

HB 474, do pass. Report adopted.

## REPORTS OF SELECT COMMITTEES

SELECT COMMITTEE ON WATER (Roth, Chairman):

2/6/81

HB 194, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer,

Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 91

Noes: Ellison.  
Total 1

Excused: Brand, Devlin, Keyser, Kropp.  
Total 4

Absent or not voting: Briggs, Kitselman, Menahan, Ryan.  
Total 4

HB 324, introduced bill, be amended as follows:

1. Page 2, line 10.

Following: "~~and~~"

Insert: "the maximum capacity of the impoundment or pit is less than 15 acre-feet and"

2. Page 2, line 14.

Following: "~~before~~"

Insert: "within 60 days"

3. Page 2, line 16.

Following: "part"

Insert: "upon receipt of a correct and complete application for a stockwater provisional permit, the department shall then automatically issue a provisional permit"

4. Page 2, line 17.

Strike: "processing the application"

Insert: "a hearing"

5. Page 2, line 19.

Following: "it may"

Insert: "revoke the permit or"

Following: "require the"

Strike: "applicant"

Insert: "permittee"

6. Page 2, line 20.

Strike: "the construction of"

Following: "and"

Strike: "issue"

Insert: "may then make"

And, as amended, do pass. Report adopted.

### MESSAGES FROM THE OTHER HOUSE

Senate Bill No. 77, introduced by Himsl, Olson, Nelson, et al., requiring adoption by an affirmative roll call vote of two-thirds of all the members of the Legislature, was passed by the Senate and transmitted to the House with the following vote: 2/7/81

#### SENATE

YEAS - 47

NAYS - 0

Senate Bills passed and transmitted to the House for concurrence: 2/7/81

Senate Bill No. 189, introduced by B. Brown, Himsl, et al.

Senate Bill No. 233, introduced by Hafferman, Graham, et al.

Senate Bill No. 264, introduced by S. Brown

Senate Bills passed as amended and transmitted to the House for concurrence: 2/7/81

Senate Bill No. 24, introduced by Hafferman

Senate Bill No. 80, introduced by Turnage

Senate Bill No. 115, introduced by McCallum, Stobie

Senate Bill No. 125, introduced by Dover, Galt, M. Anderson, Hager

Senate Bill No. 146, introduced by Hazelbaker, Aklestad, E. Smith, Manuel

Senate Bill No. 165, introduced by E. Smith, Tveit

House Bills concurred in as amended and returned to the House for concurrence in Senate Amendments: 2/7/81

House Bill No. 52, introduced by Feda

House Bill No. 94, introduced by Lund

### MOTIONS

Representative Moore moved that consideration on HB 43 be passed until the 35th legislative day. Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 666, introduced by Moore, (By Request of the House Appropriations Committee). Referred to Committee on Appropriations.

HB 684, introduced by Lory. Referred to Committee on State Administration.

HB 685, introduced by Lory, Berg, (By Request of the Department of Professional and Occupational Licensing). Referred to Committee on State Administration.

HB 686, introduced by McLane, Williams, Ellerd, Donaldson, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Human Services.

HB 687, introduced by Keedy, B. Brown, Nordtvedt. Referred to Committee on State Administration.

HB 688, introduced by Dussault, Stobie, Kanduch, Pavlovich, Bertelsen, Bennett, Hurwitz, Curtiss, Lory, Conroy, Feda, Vinger. Referred to Committee on Appropriations.

HB 689, introduced by Keyser, Matsko, Iverson, (By Request of the House Judiciary Committee). Referred to Committee on Judiciary.

HB 690, introduced by Keyser, Keedy, Matsko, Moore, Bennett, (By Request of the House Judiciary Committee). Referred to Committee on Judiciary.

HB 691, introduced by Dussault, Stobie, Kanduch, Roth, Hurwitz, Conroy, Pistoria, O'Connell, Oberg, Curtiss, Mueller, Feda, Vinger, Bertelsen, Bennett, Thoft. Referred to Committee on Appropriations.

HB 692, introduced by O'Connell, Teague, R. Manning, Feda, Conroy, Azzara, Neuman, Pavlovich, Daily, Harrington, Quilici, Iverson, Keyser, Asay, Pistoria, Menahan, Dozier, Oberg, Bennett, C. Smith,

Gould, Huennekens, Sivertsen, Seifert. Referred to Committee on Business and Industry.

HB 693, introduced by Fedá. Referred to Committee on State Administration.

HB 694, introduced by Fedá. Referred to Committee on State Administration.

HJR 27, introduced by Quilici, Marks, Shontz, Lory, Pavlovich, Donaldson. Referred to Committee on Highways and Transportation.

HJR 28, introduced by Sales, Fabrega, Meyer, Ellerd, Wallin, Bergene, Moore, Schultz, Phillips, Matsko, Hemstad, Pavlovich, Kessler, Harper, Metcalf, Andreason, D. O'Hara, Ellison, Jensen, Kitselman. Referred to Committee on Local Government.

The following Senate bills were introduced, read first time and referred to committees:

SB 24, introduced by Hafferman. Referred to Committee on Judiciary.

SB 77, introduced by Himsl, Olson, Nelson, Aklestad, Severson, Crippen, (By Request of the Department of Administration). Referred to Committee on Taxation.

SB 80, introduced by Turnage. Referred to Committee on Natural Resources.

SB 115, introduced by McCallum, Stobie. Referred to Committee on Local Government.

SB 125, introduced by Dover, Galt, M. Anderson, Hager. Referred to Committee on Education and Cultural Resources.

SB 146, introduced by Hazelbaker, Aklestad, E. Smith, Manuel. Referred to Committee on Agriculture, Livestock and Irrigation.

SB 165, introduced by E. Smith, Tveit, (By Request of the Department of State Lands). Referred to Committee on Natural Resources.

SB 189, introduced by B. Brown, Himsl, Olson, Severson, Stimatz, P. Ryan, Regan, S. Brown, R. Anderson, Keedy. Referred to Committee on Rules.

SB 233, introduced by Hafferman, Graham, Manley, Keating, (By Request of the Department of Business Regulation). Referred to Committee on Business and Industry.

SB 264, introduced by S. Brown. Referred to Committee on Legislative Administration.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Jensen in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

That HB 56 do pass by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bergene, Bertelsen, Brand, Brown, Conn, Cozzens, Dozier, Dussault, Eudaily, Fabrega, Fagg, Hannah, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Lory, Manning, Manuel, Marks, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Hara, Quilici, Robbins, Roth, Roush, Shontz, Spilker, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.



Total 56

Noes: Anderson, Andreason, Asay, Bengtson, Bennett, Briggs, Burnett, Conroy, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Fedá, Gould, Hanson, Harp, Iverson, Kitselman, Kropp, Lund, Matsko, McLane, Moore, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Stobie, Switzer, Teague, Underdal, Vinger.

Total 41

Paired: Brand, Fagg, Spilker, Ayes; Bengtson, Devlin, Kropp, Noes.

Excused: Keyser.

Total 1

Absent or not voting: Donaldson, Shelden.

Total 2

Representative Smith excused at this time.

Representative Nordtvedt moved that HB 484, second reading copy, be amended as follows:

1. Page 1, line 25.

Following: "election"

Insert: "and by a number of registered voters in more than one-third of the legislative districts equal to 5% or more of the total votes cast for the successful candidate for governor at the last general election in the districts."

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Brand, Devlin, Keyser, Kropp, Smith.

Total 5

Absent or not voting: Bardanouve, Hurwitz, Lund, Meyer, Seifert.

Total 5

And HB 484, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer,

Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow.

Total 89

Noes: Yardley.

Total 1

Excused: Brand, Devlin, Keyser, Kropp, Smith.

Total 5

Absent or not voting: Bardanouve, Iverson, Lund, Waldron, Zabrocki.

Total 5

That HB 79 do pass by the following vote:

Ayes: Abrams, Anderson, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Daily, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Lory, Manning, Manuel, Marks, McBride, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Roush, Schultz, Shelden, Sivertsen, Spilker, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 62

Noes: Andreason, Asay, Burnett, Conroy, Cozzens, Curtiss, Ellerd, Ellison, Feda, Hannah, Jacobsen, Kitselman, Matsko, McLane, O'Hara, Phillips, Robbins, Roth, Ryan, Sales, Seifert, Shontz, Stobie, Underdal, Winslow.

Total 25

Excused: Brand, Devlin, Keyser, Kropp, Smith.

Total 5

Absent or not voting: Azzara, Bardanouve, Harrington, Hurwitz, Kessler, Lund, Meyer, Vinger.

Total 8

That HB 415 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Brand, Devlin, Keyser, Kropp, Smith.

Total 5

Absent or not voting: Burnett, Kessler, McBride, Menahan, Moore, Pistoria.

Total 6

That the Committee rise and report. (Jensen, Chairman). Report adopted. (87-5)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 108 was passed by the following vote:

Ayes: Anderson, Andreason, Asay, Bennett, Bergene, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jensen, Keedy, Keyser, Kitselman, Kropp, Lory, \*Lund, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Mr. Speaker.  
Total 59

Noes: Abrams, Azzara, Bardanouve, Bengtson, Bertelsen, Brand, Daily, Dozier, Dussault, Harper, Harrington, Hart, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Waldron, Williams, Yardley, Zabrocki.  
Total 39

Paired: Devlin, Keyser, Kropp, Lund, Smith, Ayes; Brand, Daily, Kemmis, Menahan, Metcalf, Noes.

Excused: None.

Total 0

Absent or not voting: Burnett, Gould.

Total 2

\*See Motions on the 32nd legislative day.

House Bill No. 225 was passed by the following vote:

Ayes: Anderson, Andreason, Asay, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Mr. Speaker.  
Total 60

Noes: Abrams, Azzara, Bardanouve, Bengtson, Bertelsen, Brand, Daily, Dozier, Dussault, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Waldron, Williams, Yardley, Zabrocki.  
Total 40

Paired: Curtiss, Devlin, Fagg, Keyser, Kropp, Lund, Phillips, Smith, Spilker, Mr. Speaker, Ayes; Brand, Daily, Kemmis, Menahan, Metcalf, Noes.



Excused: None.

Total 0

Absent or not voting: None.

Total 0

House Bill No. 269 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Brand, Devlin, Keyser, Kropp, Smith.

Total 5

Absent or not voting: None.

Total 0

House Bill No. 286 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Bennett, Dozier, Ellison, Harper, Moore, Schultz, Thoft.

Total 7

Excused: Brand, Devlin, Keyser, Kropp, Smith.

Total 5

Absent or not voting: Stobie.

Total 1

House Bill No. 330 was passed by the following vote:

Ayes: Andreason, Asay, Bennett, Bertelsen, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Dozier, Ellerd, Ellison, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kitselman, Lory, Lund, Manuel,



Matsko, McLane, Menahan, Meyer, Moore, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Winslow, Mr. Speaker.

Total 60

Noes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bergene, Brand, Conn, Donaldson, Dussault, Ernst, Fabrega, Harper, Harrington, Hart, Huennekens, Keedy, Kemmis, Kennerly, Kessler, Manning, McBride, Metcalf, Mueller, Neuman, Nordtvedt, Oberg, Pistoria, Roush, Shelden, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 36

Paired: Kanduch, Aye; Brand, No.

Excused: Devlin, Keyser, Kropp, Smith.

Total 4

Absent or not voting: None.

Total 0

House Bill No. 346 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Brand, Devlin, Keyser, Kropp, Smith.

Total 5

Absent or not voting: None.

Total 0

House Bill No. 350 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fed, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Bardanouve, Bennett, Fagg, Harper, Keedy, Seifert.  
Total 6

Excused: Brand, Devlin, Keyser, Kropp, Smith.  
Total 5

Absent or not voting: None.  
Total 0

House Bill No. 370 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.  
Total 90

Noes: Bengtson, Dozier, Harper, Nilson, Yardley.  
Total 5

Excused: Brand, Devlin, Keyser, Kropp, Smith.  
Total 5

Absent or not voting: None.  
Total 0

House Bill No. 372 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 90

Noes: Brown, Daily, Manning, Nilson, Pavlovich.  
Total 5

Excused: Brand, Devlin, Keyser, Kropp, Smith.  
Total 5

Absent or not voting: None.  
Total 0

House Bill No. 398 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn,

Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Hart, Keedy.

Total 2

Excused: Brand, Devlin, Keyser, Kropp, Smith.

Total 5

Absent or not voting: None.

Total 0

House Bill No. 442 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Burnett, Ellison.

Total 2

Excused: Brand, Devlin, Keyser, Kropp, Smith.

Total 5

Absent or not voting: Bergene.

Total 1

House Bill No. 463 was passed by the following vote:

Ayes: Abrams, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Kemmis, Kessler, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Meyer, Moore, Mueller, Nilson, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 75

Noes: Anderson, Azzara, Bardanouve, Bengtson, Dussault, Fabrega, Harper, Hemstad, Jacobsen, Keedy, Kennerly, Kitselman, McBride, Metcalf, Neuman, Oberg, O'Hara, Schultz, Stobie, Winslow.

Total 20

Excused: Brand, Devlin, Keyser, Kropp, Smith.

Total 5

Absent or not voting: None.

Total 0

Representative Fagg moved that the House adjourn until 3:00 p.m., February 10, 1981.

Motion carried.

House adjourned at 4:45 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk





## THIRTY-SECOND LEGISLATIVE DAY

Helena, Montana  
February 10, 1981

House Chambers  
Capitol Building

House convened at 3:00 p.m., Mr. Speaker Pro Tem Lund in the Chair.  
Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Brand, Briggs, Conroy, Daily, Ellison, Eudaily, Hannah, Iverson, Keyser, Marks, Menahan, Pavlovich, Quilici, Sales, Sivertsen, Teague, Yardley, excused. Quorum present.

Mr. Speaker Pro Tem: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Thirty-first Legislative Day, find the same to be correct.

SPILKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 2/10/81  
Correctly printed - HB 33, HB 60, HB 63, HB 191, HB 304, HB 324,  
HB 357, HB 358, HB 474, HB 496, HB 502, HB 503, HB 509,  
HB 520.

Correctly engrossed - HB 79, HB 415, HB 484.

JUDICIARY (Keyser, Chairman): 1/30/81  
HB 443, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Burnett, Conn, Cozzens, Curtiss, Devlin, Ellerd, Ernst, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Hart, Hemstad, Hurwitz, Jacobsen, Jensen, Kanduch, Kennerly, Kitselman, Kropp, Lory, Manuel, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Connell, O'Hara, Phillips, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker Pro Tem.  
Total 63

Noes: Azzara, Brown, Donaldson, Dozier, Dussault, Harper, Harrington, Holliday, Huennekens, Keedy, Kemmis, Manning, McBride, Nilson, Oberg, Pistoria, Vincent, Waldron.  
Total 18

Excused: Brand, Briggs, Conroy, Daily, Ellison, Eudaily, Hannah, Iverson, Keyser, Marks, Menahan, Pavlovich, Quilici, Sales, Sivertsen, Teague, Yardley.  
Total 17

Absent or not voting: Kessler, Shontz.  
Total 2

LOCAL GOVERNMENT (Bertelsen, Chairman): 2/7/81  
HB 352, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Cozzens, Curtiss, Devlin,

Donaldson, Ellerd, Ernst, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Hart, Hemstad, Holliday, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kitselman, Kropp, Lory, Manuel, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roth, Ryan, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Winslow, Zabrocki, Mr. Speaker Pro Tem.

Total 67

Noes: Bardanouve, Dozier, Dussault, Harper, Harrington, Huennekens, Keedy, Kennerly, Kessler, Manning, McBride, Nilson, Oberg, Roush, Vincent, Williams.

Total 16

Excused: Brand, Briggs, Conroy, Daily, Ellison, Eudaily, Hannah, Iverson, Keyser, Marks, Menahan, Pavlovich, Quilici, Sales, Sivertsen, Teague, Yardley.

Total 17

Absent or not voting: None.

Total 0

NATURAL RESOURCES (Iverson, Chairman):

2/6/81

HB 465, as amended, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Bardanouve, Bergene, Burnett, Conn, Cozzens, Curtiss, Donaldson, Dozier, Dussault, Ellerd, Ernst, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Hurwitz, Jacobsen, Jensen, Kemmis, Kennerly, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McLane, Meyer, Moore, Mueller, Nilson, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 59

Noes: Abrams, Asay, Azzara, Bengtson, Bennett, Bertelsen, Devlin, Hart, Huennekens, Kanduch, Keedy, Kessler, McBride, Metcalf, Neuman, Oberg, O'Connell, Pistoria, Robbins, Roush, Thoft, Vincent.

Total 22

Excused: Brand, Briggs, Conroy, Daily, Ellison, Eudaily, Hannah, Iverson, Keyser, Marks, Menahan, Pavlovich, Quilici, Sales, Sivertsen, Teague, Yardley.

Total 17

Absent or not voting: Brown, Mr. Speaker Pro Tem.

Total 2

STATE ADMINISTRATION (Feda, Chairman):

2/9/81

HB 501, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Andreason, Asay, Bennett, Bertelsen, Burnett, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ernst, Fagg, Harp, Holliday, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kitselman, Kropp, Lory, Manuel, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roth, Ryan, Schultz, Seifert, Shelden,

Shontz, Smith, Spilker, Stobie, Switzer, Thoft, Vinger, Wallin, Williams, Zabrocki, Mr. Speaker Pro Tem.

Total 52

Noes: Anderson, Azzara, Bardanouve, Bengtson, Bergene, Brown, Conn, Dozier, Dussault, Fabrega, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Huennekens, Kemmis, Kennerly, Kessler, Manning, McBride, Metcalf, Nilson, Oberg, Roush, Underdal, Vincent, Waldron, Winslow.

Total 30

Excused: Brand, Briggs, Conroy, Daily, Ellison, Eudaily, Hannah, Iverson, Keyser, Marks, Menahan, Pavlovich, Quilici, Sales, Sivertsen, Teague, Yardley.

Total 17

Absent or not voting: Feda.

Total 1

HB 586, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Conn, Cozzens, Devlin, Donaldson, Dozier, Dussault, Ernst, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Manning, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Smith, Spilker, Switzer, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker Pro Tem.

Total 69

Noes: Bennett, Brown, Burnett, Curtiss, Ellerd, Hemstad, Kanduch, Kropp, Manuel, Shontz, Stobie, Underdal, Vinger.

Total 13

Excused: Brand, Briggs, Conroy, Daily, Ellison, Eudaily, Hannah, Iverson, Keyser, Marks, Menahan, Pavlovich, Quilici, Sales, Sivertsen, Teague, Yardley.

Total 17

Absent or not voting: Pistoria.

Total 1

APPROPRIATIONS (Lund, Chairman):

2/10/81

HB 610, do pass. Report adopted.

HB 611, do pass. Report adopted.

BUSINESS AND INDUSTRY (Fabrega, Chairman):

2/9/81

HB 411, do pass. Report adopted.

HB 468, introduced bill, be amended as follows:

1. Title, line 6.

Following: "CONTAINERS"

Insert: "; AND TO PROVIDE AN EFFECTIVE DATE"

2. Page 1.

Following: line 23

Insert: "Section 4. Effective date. This act is effective January 1, 1982."

And, as amended, do pass. Report adopted.



**EDUCATION AND CULTURAL RESOURCES (Eudaily, Chairman):**

2/9/81

- HB 404, do pass. Report adopted.  
 HB 449, do pass. Report adopted.  
 HB 457, do pass. Report adopted.  
 HB 466, do pass. Report adopted.  
 SB 67, be concurred in. Report adopted.

**LOCAL GOVERNMENT (Bertelsen, Chairman):**

2/10/81

HB 227, introduced bill, be amended as follows:

1. Title, line 6.  
 Following: line 5  
 Insert: "2-15-1102 AND"

2. Page 1, line 9.  
 Following: "Sections"  
 Insert: "2-15-1102 and"

And, as amended, do pass. Report adopted.

- HB 375, do pass. Report adopted.  
 HB 508, do pass. Report adopted.  
 HB 581, do pass. Report adopted.

**MESSAGES FROM THE GOVERNOR**

The Honorable Robert Marks  
 Speaker of the House  
 Montana House of Representatives  
 State Capitol  
 Helena, Montana 59620

February 10, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measure this date:  
 House Bill No. 49.

Sincerely,

TED SCHWINDEN  
 Governor

**MESSAGES FROM THE OTHER HOUSE**

Senate Bills passed as amended and transmitted to the House for concurrence: 2/9/81

Senate Bill No. 30, introduced by Goodover

Senate Bill No. 38, introduced by Turnage

Senate Bill No. 47, introduced by Severson, Roth, C. Smith, Briggs, et al.

Senate Bill No. 236, introduced by Conover, Hager, Eck

Senate Bill No. 296, introduced by Tveit

Senate Bill No. 321, introduced by Halligan, Gould, Mazurek, et al.

Senate Bills passed and transmitted to the House for concurrence: 2/9/81

Senate Bill No. 118, introduced by Blaylock, Kolstad, Dussault

Senate Bill No. 124, introduced by Thomas

Senate Bill No. 152, introduced by Mazurek, Keating

Senate Bill No. 174, introduced by Hager

Senate Bill No. 285, introduced by Story

House Bill and House Joint Resolution concurred in and returned to the House: 2/9/81

House Bill No. 76, introduced by Harper

House Joint Resolution No. 8, introduced by Dussault, Stephens

Senate Bill passed and transmitted to the House for concurrence: 2/10/81

Senate Bill No. 88, introduced by the Senate Finance and Claims Committee

House Bills concurred in and returned to the House: 2/10/81

House Bill No. 62, introduced by Dozier, Phillips, Roush, Nilson, et al.

House Bill No. 70, introduced by Pavlovich

House Bill No. 149, introduced by Lund

Senate Bills passed as amended and transmitted to the House for concurrence: 2/10/81

Senate Bill No. 154, introduced by Kolstad, Iverson, Kitselman, Seifert, et al.

Senate Bill No. 161, introduced by Mazurek, Turnage

Senate Bill No. 274, introduced by Eck, Hazelbaker

Senate Bill No. 310, introduced by S. Brown, Himsl

### MOTIONS

Representative Fagg moved that due to Mrs. Keyser's funeral, consideration on HB 121, HB 145, and HB 249 be passed for the day. Motion carried.

Representative Fagg moved that HB 321 be passed to the bottom of the Second Reading board. Motion carried.

Representative Fagg moved that consideration on the entire Third Reading board be passed until the 33rd legislative day because of the funeral. Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 695, introduced by Asay, Teague, Devlin, Regan, Feda, Nordtvedt, McLane. Referred to Committee on Business and Industry.

HB 696, introduced by Kessler. Referred to Committee on Education and Cultural Resources.

HB 697, introduced by McBride, Ellison, McLane, Hager, Yardley, Thoft, Keedy, Donaldson. Referred to Committee on Natural Resources.

- HB 698, introduced by Meyer, Hemstad, Fabrega, Pistoria, Moore, Bergene, O'Connell, Menahan, Keedy, Yardley, Huennekens, Sivertsen, Keyser. Referred to Committee on Judiciary.
- HB 699, introduced by Oberg, Harper, Teague, O'Connell, Dozier, R. Manning, Nilson. Referred to Committee on State Administration.
- HB 700, introduced by Lund, (By Request of the House Appropriations Committee). Referred to Committee on Appropriations.
- HB 701, introduced by Winslow, Bengtson, Hager, (By Request of the Department of Professional and Occupational Licensing). Referred to Committee on Business and Industry.
- HB 702, introduced by Winslow. Referred to Committee on Business and Industry.
- HB 703, introduced by Dussault, Mazurek. Referred to Committee on Judiciary.
- HB 704, introduced by Dussault, (By Request of the House Local Government Committee). Referred to Committee on Local Government.
- HB 705, introduced by Fedá. Referred to Committee on Human Services.
- HB 706, introduced by Andreason, Fabrega. Referred to Committee on Business and Industry.
- HB 707, introduced by Marks, Fagg. Referred to Committee on Taxation.
- HB 708, introduced by Fabrega, Meyer, Moore, Conn, McBride, Azzara, O'Connell, Pistoria, Bergene, Matsko, Phillips, Neuman, R. Manning, Nilson, Dozier, Dussault, Huennekens, Teague, Daily, Menahan, Pavlovich. Referred to Committee on Taxation.

The following Senate bills were introduced, read first time and referred to committees:

- SB 30, introduced by Goodover. Referred to Committee on Taxation.
- SB 38, introduced by Turnage. Referred to Committee on Judiciary.
- SB 47, introduced by Severson, Roth, C. Smith, Briggs, Hurwitz, Ernst, Wallin, Switzer, Iverson, Keyser, Devlin, Curtiss, Lund, Kanduch, Underdal, Schultz, Seifert, Mueller, Hemstad, R. Anderson, Sales, Bertelsen, Ellison, Kropp, Ellerd, Meyer, Thoft, McLane, Asay, Fedá, Burnett, Neuman, Hannah, Shontz, Zabrocki, Conn, Sivertsen, Abrams, Vinger, Holliday, Menahan, Phillips, Galt, Story, E. Smith, Tveit, Manley, Graham, Hafferman, Hager, McCallum, Hammond, Aklestad, Nelson, Kolstad, P. Ryan, Etchart, Thomas, Healy, Norman, Johnson, Dover, Lee, Keating, B. Brown, J. O'Hara, Crippen, Boylan, Olson, Ochsner, S. Brown, Elliott, Hazelbaker, M. Anderson, D. Manning, Conover, Stimatz, Towe, Stephens. Referred to Committee on Taxation.
- SB 118, introduced by Blaylock, Kolstad, Dussault. Referred to Committee on Appropriations.
- SB 124, introduced by Thomas, (By Request of the Office of Budget and Program Planning). Referred to Committee on Appropriations.
- SB 152, introduced by Mazurek, Keating. Referred to Committee on Local Government.
- SB 174, introduced by Hager. Referred to Committee on Judiciary.
- SB 236, introduced by Conover, Hager, Eck. Referred to Committee on Local Government.
- SB 285, introduced by Story. Referred to Select Committee on Water.
- SB 296, introduced by Tveit, (By Request of the Department of Highways). Referred to Committee on Highways and Transportation.
- SB 321, introduced by Halligan, Gould, Mazurek, Waldron, Lory, Azzara. Referred to Committee on State Administration.



**SPECIAL ORDERS OF THE DAY**

The Sergeant-at-Arms announced that the former U.S. Senator from Texas, Ralph Yarborough, was awaiting entrance. The Speaker Pro Tem appointed Representative Kemmis to escort the Honorable Senator to the rostrum where he briefly addressed the members of the House.

**SECOND READING OF BILLS  
(COMMITTEE OF THE WHOLE)**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Fabrega in the Chair. Committee arose.

House resumed. Mr. Speaker Pro Tem in the Chair.

Mr. Speaker Pro Tem: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Anderson moved that HB 272, second reading copy, be amended as follows:

1. Page 4, lines 17 and 18.

Following: "employed"

Strike: "until the trustees may consider the suspension"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 75

Noes: None.

Total 0

Excused: Brand, Briggs, Conroy, Daily, Ellison, Eudaily, Hannah, Iverson, Keyser, Marks, Menahan, Pavlovich, Quilici, Sales, Sivertsen, Teague, Yardley.

Total 17

Absent or not voting: Azzara, Harrington, Kropp, Manning, Pistoria, Robbins, Stobie, Underdal.

Total 8

And HB 272, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Burnett, Conn, Cozzens, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Roth, Roush, Ryan, Schultz,



Seifert, Shelden, Shontz, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 77

Noes: Brown, Harrington.

Total 2

Excused: Brand, Briggs, Conroy, Daily, Ellison, Eudaily, Hannah, Iverson, Keyser, Marks, Menahan, Pavlovich, Quilici, Sales, Sivertsen, Teague, Yardley.

Total 17

Absent or not voting: Curtiss, Robbins, Smith, Stobie.

Total 4

That HB 337 do pass. Motion failed by the following vote:

Ayes: Anderson, Bardanouve, Brown, Burnett, Curtiss, Hanson, Harper, Huennekens, Kanduch, Keedy, Kessler, Lory, Matsko, McLane, Metcalf, Oberg, Robbins.

Total 17

Noes: Abrams, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Conn, Cozzens, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Fabrega, Fagg, Gould, Harp, Harrington, Hart, Hemstad, Holliday, Hurwitz, Jacobsen, Jensen, Kemmis, Kennerly, Kitselman, Kropp, Lund, Manning, Manuel, McBride, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Phillips, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 63

Excused: Brand, Briggs, Conroy, Daily, Ellison, Eudaily, Hannah, Iverson, Keyser, Marks, Menahan, Pavlovich, Quilici, Sales, Sivertsen, Teague, Yardley.

Total 17

Absent or not voting: Feda, O'Connell, Pistoria.

Total 3

That HB 337 do not pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Conn, Cozzens, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Fabrega, Fagg, Feda, Gould, Harrington, Hart, Hemstad, Holliday, Hurwitz, Jacobsen, Jensen, Kemmis, Kennerly, Kitselman, Kropp, Lund, Manning, Manuel, McBride, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 65

Noes: Bardanouve, Brown, Burnett, Curtiss, Hanson, Harper, Huennekens, Kanduch, Keedy, Kessler, Lory, Matsko, McLane, Robbins.

Total 14

Excused: Brand, Briggs, Conroy, Daily, Ellison, Eudaily, Hannah, Iverson, Keyser, Marks, Menahan, Pavlovich, Quilici, Sales, Sivertsen, Teague, Yardley.

Total 17

Absent or not voting: Harp, O'Connell, Pistoria, Smith.

Total 4

That HB 360 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Cozzens, Donaldson, Dozier, Dussault, Ellerd, Ernst, Fabrega, Fagg, Gould, Hanson, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roth, Schultz, Seifert, Shelden, Shontz, Spilker, Thoft, Williams, Winslow, Zabrocki.

Total 63

Noes: Andreason, Curtiss, Devlin, Harp, Harper, Mueller, Roush, Ryan, Stobie, Switzer, Underdal, Vincent, Vinger, Wallin.

Total 14

Excused: Brand, Briggs, Conroy, Daily, Ellison, Eudaily, Hannah, Iverson, Keyser, Marks, Menahan, Pavlovich, Quilici, Sales, Sivertsen, Teague, Yardley.

Total 17

Absent or not voting: Azzara, Burnett, Fedá, Lund, Smith, Waldron.

Total 6

That HB 396 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 80

Noes: None.

Total 0

Excused: Brand, Briggs, Conroy, Daily, Ellison, Eudaily, Hannah, Iverson, Keyser, Marks, Menahan, Pavlovich, Quilici, Sales, Sivertsen, Teague, Yardley.

Total 17

Absent or not voting: Fedá, Hurwitz, Lund.

Total 3

That HB 433 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Burnett, Conn, Cozzens, Devlin, Donaldson, Dozier, Dussault, Ernst, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Robbins, Roth, Roush, Schultz, Shelden, Shontz, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 68

Noes: Bengtson, Bennett, Brand, Brown, Curtiss, Ellerd, Jacobsen, McLane, Moore, Neuman, O'Connell, Pistoria, Ryan, Seifert, Stobie.

Total 15

Paired: Dozier, Aye; Brand, No.

Excused: Briggs, Conroy, Daily, Ellison, Eudaily, Hannah, Iverson, Keyser, Marks, Menahan, Pavlovich, Quilici, Sales, Sivertsen, Teague, Yardley.

Total 16

Absent or not voting: Hurwitz.

Total 1

Representative Dozier moved that HB 435 be passed to the bottom of the board for the purpose of amendment. Motion carried.

Representative Moore moved that consideration on HB 440 be passed for the day. Motion carried.

Representative Ellison present at this time.

That HB 547 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 76

Noes: Brand, Dussault, Harper, Kemmis, Moore, Oberg.

Total 6

Paired: Metcalf, Aye; Brand, No.

Excused: Briggs, Conroy, Daily, Eudaily, Hannah, Iverson, Keyser, Marks, Menahan, Pavlovich, Quilici, Sales, Sivertsen, Teague, Yardley.

Total 15

Absent or not voting: Bardanouve, Hurwitz, Vinger.

Total 3

Representative Fedra moved that Senate Amendments to HB 52 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 82



Noes: None.

Total 0

Excused: Brand, Briggs, Conroy, Daily, Eudaily, Hannah, Iverson, Keyser, Marks, Menahan, Pavlovich, Quilici, Sales, Sivertsen, Teague, Yardley.

Total 16

Absent or not voting: Harrington, Hurwitz.

Total 2

Representative Lund moved that consideration on Senate Amendments to HB 94 be passed for the day. Motion carried.

Representative Vincent in the Chair.

That HB 321 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Brown, Burnett, Conn, Cozzens, Donaldson, Dussault, Ellerd, Ernst, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Phillips, Pistoria, Robbins, Roush, Shelden, Shontz, Smith, Spilker, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 64

Noes: Bardanouve, Bertelsen, Curtiss, Devlin, Dozier, Harp, Kemmis, Oberg, O'Connell, Roth, Ryan, Schultz, Seifert, Stobie, Switzer, Underdal.

Total 16

Excused: Brand, Briggs, Conroy, Daily, Eudaily, Hannah, Iverson, Keyser, Marks, Menahan, Pavlovich, Quilici, Sales, Sivertsen, Teague, Yardley.

Total 16

Absent or not voting: Ellison, Huennekens, Hurwitz, Matsko.

Total 4

Representative Dozier moved that HB 435, second reading copy, be amended. Amendment failed by the following vote:

Ayes: Abrams, Bardanouve, Dozier, Dussault, Harrington, Hart, Kanduch, Kennerly, Manning, Manuel, McBride, Nilson, Shelden, Vincent, Waldron.

Total 15

Noes: Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bertelsen, Brown, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Fagg, Gould, Hanson, Harp, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kemmis, Kessler, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 63

Excused: Brand, Briggs, Conroy, Daily, Eudaily, Hannah, Iverson, Keyser, Marks, Menahan, Pavlovich, Quilici, Sales, Sivertsen, Teague, Yardley.

Total 16

Absent or not voting: Bergene, Feda, Harper, Hurwitz, Keedy, Shontz.

Total 6

That HB 435 do pass by the following vote:



Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Burnett, Conn, Cozzens, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, Robbins, Roush, Ryan, Schultz, Shelden, Spilker, Switzer, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.  
Total 64

Noes: Andreason, Bennett, Brown, Curtiss, Jacobsen, McLane, Moore, Neuman, O'Connell, O'Hara, Phillips, Pistoria, Roth, Seifert, Smith, Stobie, Thoft, Underdal.  
Total 18

Excused: Brand, Briggs, Conroy, Daily, Eudaily, Hannah, Iverson, Keyser, Marks, Menahan, Pavlovich, Quilici, Sales, Sivertsen, Teague, Yardley.  
Total 16

Absent or not voting: Hurwitz, Shontz.  
Total 2

That the Committee rise and report. (Fabrega, Chairman). Report adopted. (78-3)

### MOTIONS

Representative Moore moved that consideration on HB 440 be passed until the 35th legislative day. Motion carried.

Representative Fagg moved that the journal be corrected to show Representative Lund voting yes only once on HB 108 on the 31st legislative day. Motion carried.

Representative Fagg moved that the House adjourn until 3:00 p.m., February 11, 1981.

Motion carried.

House adjourned at 5:00 p.m.

ART LUND, Speaker Pro Tempore

DON BYRD, Chief Clerk

## THIRTY-THIRD LEGISLATIVE DAY

Helena, Montana  
February 11, 1981

House Chambers  
Capitol Building

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Brand, Feda, Keyser, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Thirty-second Legislative Day, find the same to be correct.

SPIPKER, Chairman

### SPECIAL ORDERS OF THE DAY

At the request of the Speaker, Representative Kemmis escorted Montana Law School students Carey Matovich of Jordan, Paul Messmer of Billings, Carl Steel of Missoula, and their advisor, Professor J. Martin Burke, to the rostrum where the following commendation was read:

#### A COMMENDATION TO THE UNIVERSITY OF MONTANA LAW SCHOOL

##### Moot Court Team

WHEREAS, the University of Montana School of Law was represented in the National Moot Court Competition by Carey E. Matovich of Jordan, Paul C. Messmer of Billings, and Carl T. Steel of Missoula, and by their advisor, Professor J. Martin Burke; and

WHEREAS, there were 250 teams entered in the competition this year; and

WHEREAS, the University of Montana team was one of 29 teams which advanced to the national finals in New York City in January, 1981; and

WHEREAS, the University of Montana team defeated Northwestern University in the final round to become national champions; and

WHEREAS, the University of Montana team is only the second team from the Northwest and is the first team from Montana to win the national championship in the 31 years of the competition; and

WHEREAS, Carey E. Matovich won the award for the best oral argument in the competition.

NOW, THEREFORE, We the undersigned officers of the Senate and House of Representatives of the State of Montana highly commend the national championship team and its advisor for their outstanding achievement and their fine representation of the great State of Montana.

JEAN TURNAGE  
President of the Senate

ROBERT L. MARKS  
Speaker of the House

STAN STEPHENS  
Senate Majority Leader

HARRISON FAGG  
House Majority Leader

CHET BLAYLOCK  
Senate Minority Leader

DANIEL KEMMIS  
House Minority Leader

The group received a standing ovation from the assembly.

## REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 2/11/81  
 Correctly printed - HB 227, HB 375, HB 404, HB 411, HB 449, HB 457, HB 466, HB 468, HB 508, HB 581, HB 610, HB 611.  
 Correctly engrossed - HB 80, HB 272, HB 321, HB 360, HB 396, HB 433, HB 435, HB 547.  
 Correctly enrolled - HB 62, HB 70, HB 76, HB 149, HJR 8.  
 Examined by the sponsor (Dozier) and found to be correct - HB 62.  
 Examined by the sponsor (Pavlovich) and found to be correct - HB 70.  
 Examined by the sponsor (Harper) and found to be correct - HB 76.  
 Examined by the sponsor (Lund) and found to be correct - HB 149.  
 Examined by the sponsor (Dussault) and found to be correct - HJR 8.  
 Signed by the Speaker at 3:30 p.m., 2/11/81 - HB 62, HB 70, HB 76, HB 149, HJR 8.  
 Delivered to the Governor for his approval at 4:25 p.m., 2/11/81 - HB 62, HB 70, HB 76, HB 149.

AGRICULTURE, LIVESTOCK AND IRRIGATION (Smith, Chairman): 2/4/81

HB 452, introduced bill, be amended as follows:

1. Page 3, line 24.  
 Following: "permits"  
 Strike: remainder of lines 24 and 25 through line 6 on page 4
2. Page 7, line 25.  
 Following: "made"  
 Insert: "false or misleading"  
 Following: "statements"  
 Strike: "intended to overcome any concern expressed by a customer about"
3. Page 8, line 1.  
 Preceding: "the"  
 Insert: "concerning"
4. Page 8, line 2.  
 Following: line 1  
 Strike: "application of pesticides"  
 Insert: "pesticide or its application"
5. Page 12, line 21.  
 Following: "(e)"  
 Strike: "sample"
6. Page 13, line 8.  
 Following: "exercised"  
 Insert: "over persons not possessing a required license or permit"
7. Page 14, line 9.  
 Following: "involved."  
 Insert: "Odor is specifically exempted from the provisions of this subsection."
8. Page 15, line 4.  
 Following: "applications"  
 Insert: "in more than one county on a commercial basis"  
 Following: "permit or"  
 Insert: "operates"
9. Page 15, line 5.

Following: "department"

Insert: "in more than one county"

And, as amended, do pass. Report adopted.

HB 488, introduced bill, be amended as follows:

2/2/81

1. Title, lines 6 and 7.

Strike: "REPEALING SECTIONS 80-11-221 THROUGH 80-11-223, MCA,"

2. Page 2, line 25.

Following: "(2)"

Strike: "The"

Insert: "Except for money allocated by 80-11-221, the"

3. Page 3, lines 12 and 13.

Strike: section 4 in its entirety

Renumber: subsequent section

And, as amended, do pass. Report adopted.

HB 524, do pass. Report adopted.

2/9/81

HUMAN SERVICES (Gould, Chairman):

2/10/81

HJR 21, do pass. Report adopted.

LABOR AND EMPLOYMENT RELATIONS (Ellerd, Chairman): 2/10/81

HB 414, do pass. Report adopted.

HB 464, introduced bill, be amended as follows:

1. Page 1, line 24.

Following: "part 23"

Insert: "of this chapter"

2. Page 2, line 13.

Following: "customary"

Strike: "self-employment"

Insert: "occupation"

3. Page 2, line 23.

Following: "(2), the"

Strike: "department"

Insert: "division"

4. Page 3, line 2.

Following: "95-19"

Insert: " , "

And, as amended, do pass. Report adopted.

Committee adopted the following Statement of Intent:

#### STATEMENT OF INTENT HOUSE BILL 464

A statement of intent is required for this bill because it delegates rulemaking authority to the Department of Labor and Industry in section 1, subsection (3).

It is the intent of this bill that the Department adopt the same definition for "suitable work" that is used in the federal Emergency Unemployment Compensation Act of 1974, as amended. This is a conformity requirement of the Federal Unemployment Tax Act which is imposed on the states.



LOCAL GOVERNMENT (Bertelsen, Chairman):  
HB 295, introduced bill, be amended as follows:

2/10/81

1. Title, line 5.  
Following: "FOR"  
Insert: "CREATING OR"

2. Title, line 6.  
Following: "7-1-4130"  
Insert: ", 7-3-4305,"

3. Page 1, line 23.  
Following: "90"  
Strike: "180"  
Insert: "120"

4. Page 4.  
Following: line 2  
Insert: "Section 2. Section 7-3-4305, MCA, is amended to read:

"7-3-4305. Petition to organize under commission-manager form — election required. (1) Upon a petition being filed with the city or town council, signed by not less than ~~25%~~ 15% of the qualified electors of such municipality registered for the last preceding general municipal election, praying that the question of reorganization under this part and part 44 be submitted to the qualified electors of such municipality, said city or town council shall thereupon and within 30 days thereafter order a special election to be held, at which election the question of reorganization of such municipality under the provisions of this part and part 44 shall be submitted to the qualified electors of such municipality.

(2) Such order of the city or town council shall specify therein the time when such election shall be held, which must be within 90 days from the date of filing of such petition."

Renumber: subsequent section

5. Page 4, line 6.  
Following: "than"  
Strike: "2"  
Insert: "3"

6. Page 5, line 14.  
Following: "period of"  
Strike: "2"  
Insert: "3"

7. Page 5, line 16.  
Following: "period of"  
Strike: "2"  
Insert: "3"

And, as amended, do pass. Report adopted.

HB 413, do pass. Report adopted.  
HB 507, do pass. Report adopted.  
HB 643, do pass. Report adopted.

2/11/81

STATE ADMINISTRATION (Fedá, Chairman):  
HB 161, introduced bill, be amended as follows:

2/10/81

1. Title, lines 4 and 5.  
Following: the second "AN ACT"

Strike: remainder of lines 4 and 5 in their entirety

Insert: "AUTHORIZING THE DEPARTMENT OF ADMINISTRATION TO DEVELOP AND ADMINISTER A STATEWIDE INCENTIVE PROGRAM TO AWARD STATE EMPLOYEES FOR COST-SAVING PROPOSALS."

2. Page 1, line 8.

Following: line 7

Strike: everything after the enacting clause

Insert: "Section 1. Definitions. As used in [sections 1 through 6], the following definitions apply:

(1) "Agency head" means a director, commissioner, or constitutional officer in charge of an executive, legislative, or judicial branch agency or an agency of the Montana university system.

(2) "Department" means the department of administration provided for in 2-15-1001.

(3) "Employee" means an employee of the executive, legislative, or judicial branch or the Montana university system.

Section 2. Creation of program. The department shall develop and administer a statewide employee incentive award program to appropriately recognize and monetarily reward state employees in a timely manner for suggestions or inventions that contribute to the efficiency, economy, or other improvement of state government by reducing the costs of governmental operations.

Section 3. Powers and duties of the department. The department shall:

(1) adopt rules to equitably administer the employee incentive award program;

(2) provide an opportunity for all employees to participate in the program;

(3) assist agencies in making incentive awards under the program;

(4) grant or deny incentive awards in consultation with the incentive awards advisory council and determine the amount of each incentive award based on first-year monetary savings;

(5) hear appeals from employees on the operation of the program; and

(6) prepare a biennial report to the legislature containing a list of incentive awards and the corresponding savings to the state resulting from each employee's suggestion or invention and providing a general review of and recommendations for improving the program.

Section 4. Appointment and functions of advisory council. (1) The department shall appoint an incentive awards advisory council under 2-15-122. Members of the advisory council must be selected from a diverse group to adequately represent employees.

(2) The advisory council shall meet regularly and consult with the department to review all proposed incentive awards and to recommend granting or rejecting these awards.

Section 5. Eligibility for award. (1) Except as provided in subsection (2), an employee may be eligible for an incentive award if his suggestion or invention results in:

- (a) eliminating or reducing an agency's expenditures; or
  - (b) improving services to the public by permitting more work to be accomplished within an agency without increasing the cost of governmental operations.
- (2) (a) An employee may not be eligible for an incentive award if his suggestion or invention directly relates to his assigned duties and responsibilities unless the proposal is so superior or meritorious as to warrant special recognition as determined by the department.
- (b) Suggestions or inventions relating to the following matters may not be considered for awards:
- (i) personnel grievances;
  - (ii) classification and pay of positions;
  - (iii) matters recommended for study or review; and
  - (iv) proposals resulting from assigned or contracted audits, studies, surveys, reviews, or research.

Section 6. Agency head to grant award — amount and source of award. (1) After an agency implements an employee's suggestion or invention and the monetary savings to the state is estimated, an agency head, upon written application to and approval from the department and the incentive awards advisory council, may grant an incentive award to an employee whose proposal meets the requirements enumerated in [section 5].

(2) The incentive award may not be more than 10% of the savings resulting from implementing the employee's proposal for 1 year up to a maximum of \$500. Larger awards may be proposed and submitted to the legislature for consideration.

(3) The agency head shall pay the employee from the agency's budget in a single, lump-sum award. This award is in addition to the recipient's regular compensation."

And, as amended, do pass. Report adopted.

Committee adopted the following Statement of Intent:

#### STATEMENT OF INTENT HOUSE BILL 161

The general purpose of H.B. 161 is to provide incentives to state employees to make suggestions or to create inventions that reduce the costs of government operations or improve government operations without increasing costs. The discretion of the Department of Administration in granting awards is limited to 10% of the cost savings realized in the first year, or \$500, whichever is less. Larger awards may be proposed but the Legislature must approve the awards and appropriate the money.

The purpose for giving the Department of Administration rulemaking authority is that it can best administer the program consistently throughout state government and determine the amount of money appropriate for an incentive award.

It is contemplated that the rules should address the following:

- (1) the composition of the Advisory Council created by the bill;
- (2) the procedures and bylaws that the Advisory Council will follow when conducting its business;
- (3) providing model suggestion systems for agencies to use when administering the incentive program;



- (4) standards to assure administration of the program on a statewide basis;
- (5) forms that may be necessary to administer the provisions in the bill;
- (6) procedures for detailed investigations and evaluations of suggestions;
- (7) procedures for filing suggestions with the Department;
- (8) procedures for the review of employee concerns regarding the fair administration of the program;
- (9) time limits for the review of suggestions and inventions;
- (10) procedures for the presentation of suggestions or inventions to the Legislature when the legitimate value of the ideas exceeds the \$500 limit in the bill;
- (11) procedures covering the timely payment of cash awards that are approved by the Department;
- (12) procedures to maintain the integrity of the program through the review of awards to assure that they are granted equitably, on the basis of merit, and that the reasons for granting an award are made public.

HB 291, do pass. Report adopted.

HB 329, second reading copy, be amended as follows:

1. Title, line 7.

Following: "AMENDING"

Strike: "SECTION"

Insert: "SECTIONS"

2. Title, line 8.

Following: line 7

Insert: "2-4-305 AND"

3. Page 1, line 13.

Following: "committee"

Insert: "by a vote of at least six members at an open meeting"

4. Page 2.

Following: line 4

Insert: "(2) A request must be made by the committee prior to the final agency action on the rule and shall suspend any rulemaking proceedings under this chapter then in effect if a rulemaking hearing on the proposal remains to be held, and shall nullify any rulemaking proceedings then in effect if a final rulemaking hearing has already been held or no hearing has been scheduled by the agency. If rulemaking proceedings have been suspended or nullified under this subsection, those proceedings may begin again 20 days after the publication of the impact statement or the statement filed by the governor pursuant to subsection (6). The committee may withdraw its request for an economic impact statement at any time."

Renumber: subsequent subsections

5. Page 2, line 10.

Following: "receiving"

Strike: "the"

Insert: "a"

Following: "statement"

Insert: "provided for in subsection (1) or (2)"

6. Page 2, line 13.

Following: "approves"

Strike: "its"



Insert: "the"

Following: "adequacy"

Insert: "of the impact statement"

7. Page 2, line 14.

Following: "to"

Strike: "its"

Insert: "the"

Following: "adequacy"

Insert: "of the impact statement"

8. Page 3, line 1.

Following: "committee"

Strike: "a"

Insert: "an impact"

9. Page 3, line 3.

Following: "or"

Insert: "a statement of impossibility under subsection"

10. Page 3, line 9.

Following: "least"

Strike: "20"

Insert: "30"

11. Page 3.

Following: line 11

Insert: "Notice of a hearing or final agency action on the rule must be given in accordance with 2-4-302."

12. Page 3.

Following: line 17

Insert: "Section 2. Section 2-4-305, MCA, is amended to read:

"2-4-305. Requisites for validity — authority and statement of reasons. (1) The agency shall consider fully written and oral submissions respecting the proposed rule. Upon adoption of a rule, an agency shall issue a concise statement of the principal reasons for and against its adoption, incorporating therein its reasons for overruling the considerations urged against its adoption. When no written or oral submissions have been received, an agency may omit the statement of reasons.

(2) Rules may not unnecessarily repeat statutory language. Whenever it is necessary to refer to statutory language in order to convey the meaning of a rule interpreting the language, the reference shall clearly indicate that portion of the language which is statutory and the portion which is amplification of the language.

(3) Each rule shall include a citation to the specific grant of rulemaking authority pursuant to which it or any part thereof is adopted. In addition, each rule shall include a citation to the specific section or sections in the Montana Code Annotated which the rule purports to implement.

(4) To be effective, each substantive rule adopted must be within the scope of authority conferred and in accordance with standards prescribed by other provisions of law.

(5) Whenever by the express or implied terms of any statute a state agency has authority to adopt rules to implement, interpret, make specific, or otherwise carry out the provisions of the statute,

no rule adopted is valid or effective unless consistent and not in conflict with the statute and reasonably necessary to effectuate the purpose of the statute.

(6) No rule is valid unless adopted in substantial compliance with 2-4-302 or 2-4-303 and this section and unless notice of adoption thereof is published within 6 months of the publishing of notice of the proposed rule. However, if rulemaking proceedings are suspended by action of the administrative code committee prior to the expiration of the 6-month deadline provided for in this subsection, the agency may, following acceptance of the economic impact statement by the committee, proceed with rulemaking during a time period equivalent to that portion of the 6-month period that remained prior to the action of the committee.”

And, as amended, do pass. Report adopted.

HB 573, do pass. Report adopted.

#### Consent Calendar

Bill unanimously passed and unanimously placed on consent calendar:

HB 613, do pass. Report adopted.

#### MOTIONS

Representative Fagg moved that SB 67 be placed on Second Reading on the 46th legislative day. Motion carried.

Representative Underdal moved that HB 371 be taken from Second Reading and returned to the Committee on Taxation to redo the fiscal note. Motion carried.

#### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 709, introduced by Neuman, Bertelsen, Roth, Sales, Holliday, Nordtvedt, Briggs, Ernst, Manuel, C. Smith, Kennerly, J. O'Hara, Matsko, Iverson, Ellerd, Bergene, Roush, (By Request of the Department of Natural Resources and Conservation). Referred to Committee on Appropriations.

HB 710, introduced by Kitselman. Referred to Committee on Business and Industry.

HB 711, introduced by Harper, Hart, Harp. Referred to Committee on Judiciary.

HB 712, introduced by Hurwitz. Referred to Committee on Local Government.

HB 713, introduced by Fabrega, Goodover. Referred to Committee on Business and Industry.

HB 714, introduced by Nilson, R. Manning, Dozier, Schultz. Referred to Committee on State Administration.

HB 715, introduced by Lory, Dover, Azzara, Kemmis, Hurwitz, S. Brown, Dussault, Eudaily, Andreason, Hanson. Referred to Committee on Local Government.

HB 716, introduced by Fabrega, B. Brown. Referred to Committee on Business and Industry.

HB 717, introduced by Winslow, (By Request of the Department of Professional and Occupational Licensing). Referred to Committee on State Administration.

HB 718, introduced by Ellison, McLane, Marks, Curtiss, Conroy, Moore, Underdal, Seifert, Hemstad, Burnett, Schultz, Kanduch, Asay, Phillips, Ernst, C. Smith, Devlin, Thoft, Jensen, Matsko, Feda, Stobie, Winslow, Donaldson, Quilici, Pavlovich, Ellerd, Spilker. Referred to Committee on Natural Resources.

HB 719, introduced by Ernst. Referred to Committee on Fish and Game.

HB 720, introduced by Harp, Fabrega, Kitselman, Hager. Referred to Committee on Business and Industry.

HB 721, introduced by Oberg. Referred to Committee on Education and Cultural Resources.

HB 722, introduced by Vincent, Eck. Referred to Committee on State Administration.

HJR 29, introduced by Thoft, Marks, Fagg, Lund, Moore, Fabrega, Kolstad, Turnage, Stephens, Nelson, S. Brown, Norman, Meyer, Keedy, Severson, Kemmis, Feda, Spilker, Quilici, Burnett, Menahan, Dussault. Referred to Committee on Business and Industry.

HJR 30, introduced by C. Smith, Graham. Referred to Committee on Education and Cultural Resources.

The following Senate bills were introduced, read first time and referred to committees:

SB 88, introduced by Thomas. Referred to Committee on Appropriations.

SB 154, introduced by Kolstad, Iverson, Kitselman, Seifert, Elliott, Hemstad, Galt, Oberg, Gould, Hanson, Keyser, Yardley, Waldron, Lee, Tveit, Ochsner, Aklestad, Nelson, Hammond, J. O'Hara, Crippen, Hafferman. Referred to Committee on Education and Cultural Resources.

SB 161, introduced by Mazurek, Turnage. Referred to Committee on Judiciary.

SB 274, introduced by Eck, Hazelbaker, (By Request of the Department of Administration). Referred to Committee on State Administration.

SB 310, introduced by S. Brown, Himsl, (By Request of the Legislative Audit Committee). Referred to Committee on Human Services.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Bertelsen in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Lund moved that Senate Amendments to HB 94 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko,



McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: None.

Total 0

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: Pavlovich, Pistoria.

Total 2

That HB 121 do pass by the following vote:

Ayes: Abrams, Asay, Azzara, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Fagg, Gould, Hannah, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Kitselman, Kropp, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 80

Noes: Anderson, Andreason, Bardanouve, Bergene, Conn, Donaldson, Eudaily, Fabrega, Hanson, Harp, Kemmis, Lory, Lund, Neuman, Nordtvedt, Sales.

Total 16

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: Shelden.

Total 1

That HB 145 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Asay, Gould, Jacobsen, Neuman, Sales, Vinger.

Total 6

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: Conroy, Hurwitz, Manning, Menahan, Sivertsen, Smith.



Total 6

That HB 249 do pass by the following vote:

Ayes: Asay, Azzara, Bengtson, Bergene, Brown, Conn, Daily, Dozier, Dussault, Fabrega, Fagg, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kropp, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Shelden, Shontz, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki.

Total 49

Noes: Abrams, Anderson, Andreason, Bennett, Bertelsen, Briggs, Burnett, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Gould, Hannah, Harp, Hemstad, Hurwitz, Iverson, Jensen, Lory, Lund, Marks, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Wallin, Winslow.

Total 44

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: Bardanouve, Conroy, Kitselman, Teague.

Total 4

Representative Azzara moved that HB 33, second reading copy, be amended as follows:

1. Title, line 4.

Strike: line 4 in its entirety

Amendment passed by the following vote:

Ayes: Abrams, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Kropp, Lory, Manning, Manuel, Marks, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki.

Total 85

Noes: Wallin, Winslow.

Total 2

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: Anderson, Andreason, Bardanouve, Hart, Kennerly, Kitselman, Lund, McBride, Pavlovich, Ryan.

Total 10

Representative Harp moved that HB 33, second reading copy, be further amended as follows:

1. Page 1, line 24.

Following: "that"

Insert: “: (i)”

2. Page 2, line 1.

Following: “BY”

Strike: “66  $\frac{2}{3}$  %”

Insert: “51 %”

Following: “FREEHOLDERS”

Insert: “; and (ii) the period for receiving protests shall be 60 days”

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Bengtson, Bennett, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Ellison, Ernst, Eudaily, Gould, Hanson, Harp, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kitselman, Kropp, Lory, Lund, McLane, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Ryan, Schultz, Seifert, Shontz, Sivertsen, Smith, Stobie, Switzer, Underdal, Wallin, Winslow, Zabrocki.

Total 49

Noes: Asay, Azzara, Bardanouve, Bergene, Bertelsen, Dozier, Dussault, Ellerd, Fabrega, Fagg, Hannah, Harper, Hart, Hemstad, Holliday, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manning, Marks, McBride, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, Pavlovich, Pistoria, Quilici, Roush, Sales, Shelden, Spilker, Thoft, Vincent, Vinger, Waldron, Williams, Yardley.

Total 42

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: Devlin, Harrington, Manuel, Matsko, O'Connell, Teague.

Total 6

Representative Dussault moved that HB 33 be placed below HB 60. Motion carried.

That HB 60 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Brown, Hannah.

Total 2

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: Azzara, Donaldson, Jensen, Keedy, Matsko, Roth.

Total 6

Representative Azzara moved that HB 33, second reading copy, be further amended as follows:

1. Page 2, line 1.

Following: "BY"

Strike: "51%"

Insert: "66%"

Following: "BE"

Strike: "60"

Insert: "30"

Amendment passed by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Donaldson, Dozier, Dussault, Fabrega, Fagg, Hannah, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kropp, Lory, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Hara, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Shelden, Smith, Spilker, Teague, Thoft, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.  
Total 65

Noes: Anderson, Andreason, Bennett, Briggs, Burnett, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Eudaily, Gould, Hanson, Harp, Kitselman, Moore, Nordtvedt, Pavlovich, Phillips, Ryan, Seifert, Shontz, Sivertsen, Stobie, Switzer, Underdal, Wallin.  
Total 28

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: Keedy, Lund, Matsko, O'Connell.

Total 4

And HB 33, as amended, do pass by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Donaldson, Dozier, Dussault, Fabrega, Fagg, Hannah, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kropp, Lory, Manning, Manuel, Marks, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Shelden, Smith, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 66

Noes: Anderson, Andreason, Bengtson, Bennett, Briggs, Burnett, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Eudaily, Gould, Hanson, Harp, Kitselman, Matsko, McLane, Moore, Nordtvedt, Pavlovich, Phillips, Ryan, Seifert, Shontz, Sivertsen, Stobie, Switzer.  
Total 29

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: Keedy, Lund.

Total 2

That HB 63 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad,



Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 90

Noes: Bardanouve.

Total 1

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: Bengtson, Ellison, Keedy, Lund, Winslow, Yardley.

Total 6

That HB 191 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Curtiss, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Shontz, Sivertsen, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Burnett, Conroy, Devlin, Hannah, Harp, Ryan, Seifert, Spilker, Stobie, Switzer, Underdal.

Total 11

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: Daily, Donaldson, Kessler, Shelden, Smith.

Total 5

That HB 304 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: None.

Total 0



Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: Ryan, Sivertsen.

Total 2

That HB 324 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 86

Noes: Hart, Keedy, Neuman, Robbins, Shelden, Thoft, Vincent, Yardley.

Total 8

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: Bardanouve, Donaldson, Iverson.

Total 3

That HB 357 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Keedy.

Total 1

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: Andreason, Devlin, Iverson, Thoft.

Total 4

That HB 358 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lund, Manning,

Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Donaldson, Keedy.

Total 2

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: Harrington, Lory.

Total 2

That HB 474 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Gould, Hannah, Kennerly, Nordtvedt, O'Connell, Roth, Roush.

Total 7

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: Ellison, Harrington, Hurwitz.

Total 3

That HB 496 do pass. Motion failed by the following vote:

Ayes: Andreason, Asay, Bennett, Briggs, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hemstad, Hurwitz, Iverson, Jacobsen, Keyser, Kropp, Lund, Matsko, McLane, Meyer, Moore, Mueller, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 47

Noes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Brown, Conn, Donaldson, Dozier, Dussault, Ellison, Fabrega, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Lory, Manning, Manuel, Marks, McBride, Menahan, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 52

Paired: Fagg, Feda, Keyser, Matsko, Moore, Spilker, Ayes; Brand, Kemmis, Metcalf, Noes.

Excused: None.

Total 0

Absent or not voting: Kitselman.

Total 1

That HB 496 do not pass by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Brown, Donaldson, Dozier, Dussault, Eudaily, Fabrega, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Lory, Manning, Manuel, Marks, McBride, Menahan, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Sheldon, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 51

Noes: Andreason, Asay, Bennett, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Fagg, Feda, Gould, Hannah, Hemstad, Hurwitz, Iverson, Jacobsen, Keyser, Kitselman, Kropp, Matsko, McLane, Meyer, Moore, Mueller, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 48

Paired: Brand, Kemmis, Metcalf, Ayes; Fagg, Feda, Keyser, Matsko, Moore, Spilker, Noes.

Excused: None.

Total 0

Absent or not voting: Lund.

Total 1

That the Committee rise and report. (Bertelsen, Chairman). Report adopted. (82-12)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 52 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sheldon, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Stobie, Underdal.

Total 2

Excused: Brand, Feda, Keyser.

Total 3



Absent or not voting: Bertelsen, Pistoria.

Total 2

House Bill No. 75 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Burnett, Ellerd, Smith, Stobie, Wallin.

Total 5

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: Switzer.

Total 1

House Bill No. 79 was passed by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Conn, Curtiss, Daily, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Roush, Schultz, Shelden, Sivertsen, Spilker, Teague, Thoft, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 69

Noes: Andreason, Asay, Burnett, Conroy, Cozzens, Devlin, Ellerd, Ellison, Hannah, Hurwitz, Jacobsen, Jensen, Kitselman, McLane, O'Hara, Robbins, Roth, Ryan, Sales, Seifert, Shontz, Smith, Stobie, Switzer, Underdal, Vinger, Wallin.

Total 27

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: Bergene.

Total 1

House Bill No. 415 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson,



Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: Bergene.

Total 1

House Bill No. 484 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 91

Noes: Brown, Hannah, Smith, Yardley, Mr. Speaker.

Total 5

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: Ellison.

Total 1

House Bill No. 56 was passed by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bergene, Brown, Conn, Cozzens, Donaldson, Dozier, Dussault, Eudaily, Fabrega, Fagg, Hannah, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Lory, Lund, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, Pavlovich, Quilici, Robbins, Roth, Roush, Shontz, Spilker, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 53

Noes: Anderson, Andreason, Asay, Bengtson, Bennett, Bertelsen, Briggs, Burnett, Conroy, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Feda, Gould, Hanson, Harp, Iverson, Jacobsen, Kitselman, Kropp, Matsko, McLane, Moore, Nordtvedt, O'Connell, Phillips, Pistoria, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Zabrocki.

Total 44

Paired: Spilker, Aye; Feda, No.

Excused: Brand, Keyser.

Total 2

Absent or not voting: O'Hara.

Total 1

Senate Bill No. 157 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 94

Noes: Gould, Hemstad, Yardley.

Total 3

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: None.

Total 0

House Bill No. 67 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: None.

Total 0

House Bill No. 156 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp,

Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Dozier, Stobie.

Total 2

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: None.

Total 0

House Bill No. 237 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Shelden, Shontz, Spilker, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 77

Noes: Bennett, Burnett, Cozzens, Devlin, Hannah, Harp, Kropp, Lund, Mueller, Nordtvedt, O'Hara, Roth, Schultz, Seifert, Sivertsen, Smith, Stobie, Switzer, Underdal, Winslow.

Total 20

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: None.

Total 0

House Bill No. 397 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Burnett, Curtiss, Harp, McLane, Moore, Ryan, Smith, Stobie, Vinger, Winslow.



Total 10

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: None.

Total 0

House Bill No. 420 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Cozzens, Seifert, Vinger.

Total 3

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: None.

Total 0

House Bill No. 445 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Bardanouve, Keedy, Neuman, Pistoria.

Total 4

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: None.

Total 0

House Bill No. 470 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst,



Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 92

Noes: Burnett, Curtiss, Devlin, Sales, Switzer.  
Total 5

Excused: Brand, Feda, Keyser.  
Total 3

Absent or not voting: None.  
Total 0

House Bill No. 479 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 90

Noes: Bergene, Harp, Kemmis, Menahan, Neuman.  
Total 5

Excused: Brand, Feda, Keyser.  
Total 3

Absent or not voting: Ellison, Sivertsen.  
Total 2

House Bill No. 480 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Mr. Speaker.  
Total 80

Noes: Azzara, Bergene, Brown, Conn, Dozier, Dussault, Harper, Hart, Huennekens, Kemmis, McBride, Metcalf, Nordtvedt, Oberg, Shelden, Yardley, Zabrocki.

Total 17

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: None.

Total 0

House Bill No. 481 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Oberg.

Total 1

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: None.

Total 0

House Bill No. 482 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: None.

Total 0

House Bill No. 504 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy,

Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Brown, Daily, Harrington, Manuel, Menahan, Pavlovich, Robbins, Teague.

Total 8

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: Ellison.

Total 1

House Bill No. 505 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 88

Noes: Burnett, Curtiss, Huennekens, Jacobsen, Manning, McLane, Oberg, Zabrocki.

Total 8

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: Ellison.

Total 1

House Bill No. 517 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft,



Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: None.

Total 0

House Bill No. 519 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: None.

Total 0

House Bill No. 522 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Zabrocki, Mr. Speaker.

Total 94

Noes: Meyer, Yardley.

Total 2

Excused: Brand, Feda, Keyser.

Total 3

Absent or not voting: Williams.

Total 1



**MOTIONS**

Representative Fagg moved that the Speaker appoint a Free Conference Committee of three to meet with a like committee from the Senate on HB 94. Motion carried.

Representative Sales moved that HB 503 be taken from Second Reading and rereferred to the Committee on State Administration. Motion carried.

**UNFINISHED BUSINESS**

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on House Bill No. 94:

Marks, Chairman  
Lund  
Bardanoue

Representative Fagg moved that the House adjourn until 3:00 p.m., February 12, 1981.

Motion carried.

House adjourned at 7:12 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## THIRTY-FOURTH LEGISLATIVE DAY

Helena, Montana  
February 12, 1981

House Chambers  
Capitol Building

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Brand, Keyser, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Thirty-third Legislative Day, find the same to be correct.

SPIPKER, Chairman

### SPECIAL ORDERS OF THE DAY

Representative Lory introduced the University of Montana Chamber Chorale who entertained the assembly with selections from their recent concert tour of Austria. They concluded their presentation with a rousing rendition of "Montana".

In honor of Abraham Lincoln's birthday, the House was visited by President Lincoln himself as impersonated by the Chief Clerk, Don Byrd, complete with top hat and tails.

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 2/12/81

Correctly printed - HB 161, HB 295, HB 329, HB 413, HB 414, HB 452, HB 464, HB 488, HB 507, HB 524, HB 573, HB 643, HJR 21.

Correctly engrossed - HB 33, HB 60, HB 63, HB 121, HB 145, HB 191, HB 249, HB 324.

Considered correctly engrossed - HB 304, HB 357, HB 358, HB 474, HB 613.

Correctly enrolled - HJR 5.

Examined by the sponsor (Fabrega) and found to be correct - HJR 5.

Signed by the Speaker at 11:10 a.m., 2/12/81 - HJR 5.

BUSINESS AND INDUSTRY (Fabrega, Chairman): 2/9/81

HB 339, as amended, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Bergene, Bertelsen, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Hemstad, Hurwitz, Iverson, Jensen, Keedy, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Vincent, Vinger, Winslow, Yardley, Mr. Speaker.

Total 54

Noes: Abrams, Bardanouve, Bengtson, Briggs, Brown, Daily, Dozier, Dussault, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Schultz, Shelden, Shontz, Teague, Underdal, Waldron, Wallin, Williams, Zabrocki.

Total 42

Excused: Brand, Keyser.

Total 2

Absent or not voting: Azzara, Bennett.

Total 2

HB 340, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kennerly, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 77

Noes: Daily, Harrington, Hemstad, Kemmis, Kessler, Menahan, Nordtvedt, O'Connell, Quilici, Spilker, Stobie, Teague, Vincent, Waldron, Yardley.

Total 15

Excused: Brand, Keyser.

Total 2

Absent or not voting: Abrams, Andreason, Dussault, Ellison, Kanduch, Meyer.

Total 6

#### EDUCATION AND CULTURAL RESOURCES (Eudaily, Chairman):

2/9/81

HB 388, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Meyer, Moore, Mueller, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 80

Noes: Bardanouve, Hart, Huennekens, Kanduch, Kemmis, Kennerly, Menahan, Metcalf, Oberg, Shontz, Teague, Vincent, Waldron, Yardley.

Total 14

Excused: Brand, Keyser.

Total 2

Absent or not voting: Azzara, Briggs, Nordtvedt, Schultz.

Total 4

HB 585, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 87

Noes: Conroy, Hart, Huennekens, Kanduch, Pavlovich, Shontz, Spilker, Teague, Zabrocki.

Total 9

Excused: Brand, Keyser.

Total 2

Absent or not voting: Azzara, Nordtvedt.

Total 2

HUMAN SERVICES (Gould, Chairman):

2/10/81

HB 556, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kemmis, Kennerly, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 76

Noes: Bardanouve, Bengtson, Bergene, Daily, Dozier, Dussault, Fed, Harper, Hart, Huennekens, Kanduch, Keedy, Kessler, Manning, Metcalf, Nilson, Oberg, O'Connell, Pavlovich, Teague, Vincent, Waldron.

Total 22

Excused: Brand, Keyser.

Total 2

Absent or not voting: None.

Total 0

JUDICIARY (Seifert, Vice-Chairman):

2/5/81

HB 444, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:



Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Hurwitz, Iverson, Jacobsen, Jensen, Kennerly, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki, Mr. Speaker.  
Total 73

Noes: Bengtson, Brown, Daily, Dussault, Harper, Holliday, Huennekens, Kanduch, Keedy, Kemmis, Kessler, Manuel, McBride, Menahan, Metcalf, Oberg, Pavlovich, Quilici, Shelden, Vincent, Waldron, Williams, Yardley.  
Total 23

Excused: Brand, Keyser.  
Total 2

Absent or not voting: Azzara, O'Connell.  
Total 2

2/9/81

HB 453, as amended, do not pass. Representative Seifert moved the adoption of the Adverse Committee Report. Representative Kemmis made a substitute motion that HB 453 be printed and placed on Second Reading. Motion failed by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brown, Conn, Cozzens, Dozier, Dussault, Ernst, Fabrega, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, Robbins, Roush, Shelden, Shontz, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 49

Noes: Andreason, Asay, Bennett, Briggs, Burnett, Conroy, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Fagg, Fedra, Gould, Hannah, Hanson, Hurwitz, Iverson, Jensen, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Meyer, Moore, Mueller, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Mr. Speaker.  
Total 50

Paired: Kemmis, Aye; Keyser, No.

Excused: Brand.  
Total 1

Absent or not voting: None.  
Total 0

Representative Fagg moved the adoption of the Adverse Committee Report. Motion failed by the following vote:

Ayes: Andreason, Asay, Bennett, Briggs, Burnett, Conroy, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Fagg, Fedra, Gould, Hannah, Hanson, Hurwitz, Iverson, Jensen, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Moore, Mueller, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Winslow, Mr. Speaker.

Total 49

Noes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brown, Conn, Cozzens, Daily, Dozier, Dussault, Ernst, Fabrega, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Neuman, Nilson, Nordtvedt, Oberg, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 49

Paired: Keyser, Aye; Kemmis, No.

Excused: Brand.

Total 1

Absent or not voting: Roth.

Total 1

Representative Fagg moved that the House reconsider its action in failing to adopt the Adverse Committee Report. Motion carried. (76-22) Representative Kemmis again moved that HB 453 be printed and placed on Second Reading. After some debate, Representative Smith moved the previous question. A division was called for. Motion carried. (59-35) Representative Kemmis' motion failed by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brown, Conn, Daily, Dozier, Dussault, Ernst, Fabrega, Harper, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Neuman, Nilson, Nordtvedt, Oberg, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Thoft, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 47

Noes: Andreason, Asay, Bennett, Briggs, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Hurwitz, Iverson, Jensen, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Moore, Mueller, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 51

Paired: Kemmis, Aye; Keyser, No.

Excused: Brand.

Total 1

Absent or not voting: Harrington.

Total 1

Thereupon, the Adverse Committee Report on HB 453 was adopted by the following vote:

Ayes: Andreason, Asay, Bennett, Briggs, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Ellerd, Ellison, Eudaily, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Hurwitz, Iverson, Jensen, Kanduch, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Moore, Mueller, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 52

Noes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brown, Conn, Dozier, Dussault, Ernst, Fabrega, Harper, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Neuman, Nilson, Nordtvedt, Oberg, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Thoft, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 45

Paired: Keyser, Aye; Kemmis, No.

Excused: Brand.

Total 1

Absent or not voting: Donaldson, Harrington.

Total 2

HB 571, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harrington, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Ryan, Sales, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Burnett, Ernst, Harp, Harper, Holliday, Keedy, Kemmis, Roush, Schultz, Thoft, Waldron.

Total 11

Excused: Brand, Keyser.

Total 2

Absent or not voting: Azzara, Menahan, Pistoria.

Total 3

HB 583, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.



Total 93

Noes: Burnett, Curtiss, Hannah.

Total 3

Excused: Brand, Keyser.

Total 2

Absent or not voting: Kessler, Sivertsen.

Total 2

HB 604, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Azzara, Curtiss, Hemstad, Menahan, Nordtvedt, Sales, Shontz, Switzer, Vinger.

Total 9

Excused: Brand, Keyser.

Total 2

Absent or not voting: Dussault.

Total 1

LABOR AND EMPLOYMENT RELATIONS (Ellerd, Chairman): 2/10/81

HB 544, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, \*Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Ryan, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Bennett, Ellerd, Holliday, Keedy, Nordtvedt, Roth, Roush, Sales, Schultz, Seifert, Sivertsen, Vinger.

Total 12

Excused: Brand, Keyser.



Total 2

Absent or not voting: Metcalf.

Total 1

\*Representative Neuman moved that his vote be changed from no to yes. Motion carried unanimously. See Motions on the 36th legislative day.

LOCAL GOVERNMENT (Bertelsen, Chairman):

2/10/81

HB 53, do not pass. Representative Bertelsen moved the adoption of the Adverse Committee Report. Representative Manning made a substitute motion that HB 53 be printed and placed on Second Reading. Motion failed. (31-63) Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 66

Noes: Bardanouve, Brown, Daily, Fabrega, Harrington, Hemstad, Huennekens, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Teague, Vincent, Waldron, Williams.

Total 28

Excused: Brand, Keyser.

Total 2

Absent or not voting: Bergene, Dozier, Keedy, Menahan.

Total 4

HB 297, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Daily, Harp, Kanduch, Kropp, Manuel, Menahan, Roush, Underdal.

Total 8

Excused: Brand, Keyser.

Total 2

Absent or not voting: Dozier, O'Connell.

Total 2

HB 307, do not pass. Representative Bertelsen moved the adoption of the Adverse Committee Report. Representative Yardley made a substitute motion to refer HB 307 back to the Committee on Local Government. Motion carried. (56-40)

HB 381, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Bennett, Conroy, Gould, Harp, Lory, Pavlovich, Robbins, Teague, Vinger.

Total 9

Excused: Brand, Keyser.

Total 2

Absent or not voting: Devlin, Kanduch.

Total 2

HB 382, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Phillips, Pistoria, Quilici, Robbins, Ryan, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Gould, Hannah, Hanson, Harp, O'Hara, Pavlovich, Roth, Roush, Sales, Stobie, Underdal, Winslow.

Total 12

Excused: Brand, Keyser.

Total 2

Absent or not voting: Fagg, Schultz.

Total 2

STATE ADMINISTRATION (Feda, Chairman):

2/10/81

HB 608, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 84

Noes: Asay, Conroy, Jensen, McLane, Pistoria, Sales, Seifert, Yardley, Mr. Speaker.

Total 9

Excused: Brand, Keyser.

Total 2

Absent or not voting: Donaldson, Ellison, Harper, Metcalf, Spilker.

Total 5

AGRICULTURE, LIVESTOCK AND IRRIGATION (Smith, Chairman):

2/11/81

HB 450, do pass. Report adopted.

HB 467, introduced bill, be amended as follows:

1. Title, line 5.

Following: "SEED"

Strike: "COMMISSION"

Insert: "COMMITTEE"

2. Title, line 7.

Following: "OPERATION;"

Strike: "AND"

3. Title, line 8.

Following: "PRODUCERS"

Insert: "; AND APPROPRIATING ITS PROCEEDS TO THE COMMITTEE"

4. Page 1, line 11.

Following: "seed"

Strike: "commission"

Insert: "committee"

5. Page 1, line 13.

Following: "seed"

Strike: "commission"

Insert: "committee"

6. Page 2, line 3.

Strike: "commission"

Insert: "committee"

7. Page 2, line 9.  
Following: "The"  
Strike: "commission"  
Insert: "committee"
8. Page 3, line 15.  
Following: "(1)"  
Strike: "Commission"  
Insert: "Committee"
9. Page 3, line 16.  
Strike: "commission"  
Insert: "committee"
10. Page 4, line 8.  
Following: "the"  
Strike: "commission"  
Insert: "committee"  
Following: "The"  
Strike: "commission"  
Insert: "committee"
11. Page 4, line 12.  
Strike: "commission"  
Insert: "committee"
12. Page 4, lines 13 through 17.  
Strike: subsection (3) in its entirety  
Re-number: subsequent subsections
13. Page 4, line 21.  
Following: "(5)"  
Strike: "purchase or"
14. Page 5, line 14.  
Following: "(9)"  
Insert: "in cooperation with the director of agriculture,"
15. Page 5, line 15.  
Following: "the"  
Strike: "commission"  
Insert: "committee"
16. Page 5, line 17.  
Strike: "commission"  
Insert: "director and the committee"
17. Page 5, lines 18 and 19.  
Following: "(10)"  
Strike: line 18 through "necessary" on line 19  
Insert: "recommend"
18. Page 5, line 19.  
Following: "orders"  
Insert: "to be adopted"
19. Page 6, line 2.  
Strike: "commission"  
Insert: "committee"
20. Page 6, line 5.  
Following: "objectives;"  
Insert: "and"



21. Page 6, lines 6 through 8.

Strike: subsections (12) and (13) in their entirety

Renumber: subsequent subsection

22. Page 6, line 13.

Following: "Each"

Strike: "commission"

Insert: "committee"

23. Page 6, line 19.

Following: "the"

Strike: "commission"

Insert: "committee"

24. Page 7, line 3.

Following: "the"

Strike: "commission"

Insert: "committee"

25. Page 7, line 11.

Following: "the"

Strike: "commission"

Insert: "committee"

26. Page 7, line 14.

Strike: "commission"

Insert: "department of agriculture"

27. Page 7, line 16.

Following: "the"

Strike: "commission"

Insert: "department"

28. Page 7, line 25.

Following: "the"

Strike: "commission"

Insert: "department"

Following: "may"

Strike: "require"

Insert: "request"

29. Page 8, line 1.

Strike: "commission"

Insert: "department"

30. Page 8, line 2.

Strike: "commission"

Insert: "department"

31. Page 8, line 8.

Following: "records —"

Strike: "bond requirements"

Insert: "investment"

32. Page 8, line 9.

Following: "the"

Strike: "commission"

Insert: "department"

33. Page 8, line 11.

Following: "received"

Strike: "by the commission"

Following: "in"

Strike: "one or more"

Insert: "the federal and private revenue fund."

34. Page 8, lines 12 through 23.

Strike: lines 12 through 23 in their entirety

Renumber: subsequent subsections

35. Page 8, line 25.

Following: "used"

Strike: "by the commission"

36. Page 9, line 1.

Following: "expenses"

Strike: "of the commission"

Insert: "incurred"

Following: "the"

Strike: "powers"

37. Page 9, line 2.

Strike: line 2 in its entirety

Insert: "provisions of [sections 2 through 14]. The committee may be assessed costs by the department for the services it provides upon request or pursuant to 2-15-121; however, the costs charged must have a substantial relationship to the cost of services supplied."

38. Page 9, lines 3 through 8.

Strike: subsection (4) in its entirety

Insert: "(3) Money received under [sections 11, 13, and 14] not immediately required for the purposes of [sections 2 through 14] must be invested under provisions of the unified investment program established in Title 17, chapter 6, part 2.

(4) Money received under [sections 11, 13, and 14] is appropriated to the committee for the purposes of [sections 2 through 14]."

39. Page 9, line 12.

Following: "the"

Strike: "commission"

Insert: "department"

40. Page 9, line 15.

Following: "the"

Strike: "commission"

Insert: "department"

41. Page 9, lines 23 through 25.

Following: "due." on line 23

Strike: line 23 through "penalty." on line 25

42. Page 9, line 25.

Following: "the"

Strike: "commission"

Insert: "department"

43. Page 10, line 5.

Following: "the"

Strike: "commission"

Insert: "department"

44. Page 10, lines 7 and 8.

Strike: "or by imprisonment not to exceed 90 days, or both"

And, as amended, do pass. Report adopted.

HJR 17, do pass. Report adopted.

BUSINESS AND INDUSTRY (Fabrega, Chairman):

2/12/81

HB 283, do pass. Report adopted.

HB 407, do pass. Report adopted.

EDUCATION AND CULTURAL RESOURCES (Eudaily, Chairman):

2/11/81

HB 137, second reading copy, be amended as follows:

1. Title, line 4.

Following: "TO"

Strike: "ELIMINATE"

Insert: "CLARIFY"

2. Title, line 6.

Following: "AMENDING"

Strike: "SECTION"

Insert: "SECTIONS"

3. Title, line 7.

Following: "20-1-304"

Insert: "AND 20-4-304"

Following: "MCA"

Strike: "; AND REPEALING SECTION 20-4-304, MCA"

4. Page 1, line 16.

Following: "organizations,"

Insert: ", attending state meetings of teacher organizations,"

5. Page 1, line 23.

Following: "Section 2."

Strike: "Repealer."

6. Page 1.

Following: line 23

Strike: "repealed."

Insert: "amended to read:

"20-4-304. Attendance at state ~~teachers' association~~ teachers' organizations annual ~~session~~ meeting. When the trustees of a school district close the schools of the district for the annual session of ~~the~~ state teachers' ~~association~~ organizations, a teacher may attend the annual session without loss of salary or ~~work at his school and perform duties related to his position of employment,~~ attend an approved in-service training program as may be prescribed by the trustees, without loss of salary. If a teacher does neither, he shall not be paid. The trustees shall require evidence of attendance at either the annual teachers' organizations meeting or district in-service training program before paying the teachers' salary for those days."

And, as amended, do pass. Report adopted.

HB 587, introduced bill, be amended as follows:

1. Page 2, line 5.

Following: line 4

Strike: "does not"

Insert: "shall"

Following: "consist"

Insert: "only"

Following: "are"

Strike: "noncontiguous"

Insert: "contiguous"

2. Page 3, line 22.

Following: "in the"

Strike: "best"

3. Page 3, line 23.

Following: "district"

Insert: "and the residents of the remaining district"

4. Page 5, line 11.

Following: "within"

Strike: "8 months"

Insert: "1 year"

And, as amended, do pass. Report adopted.

FISH AND GAME (Ellison, Chairman):

2/10/81

HB 152, do pass. Report adopted.

Committee adopted the following Statement of Intent:

STATEMENT OF INTENT  
HOUSE BILL 152

A statement of intent is required for this bill because it creates rulemaking authority for the Department of Health and Environmental Sciences, with the approval of the Department of Livestock, to administer and implement law controlling rabies through limits on the possession of wild pets. Rulemaking is primarily needed to add a species of animal to those presently designated "wild animals" by the act if the chance of rabies occurring in that species increases beyond its present level. Coyotes are an example of a species which may become a rabies threat in the future.

As for other rules, most would clarify terms and phrases used in the bill. Examples of potential rule subject matter are:

- (1) to clarify what will be considered a fur-bearing enterprise (Section 2);
- (2) to clarify what controls by zoological exhibitors will be considered to adequately prevent physical contact by the public with wild animals.

HB 180, introduced bill, be amended as follows:

1. Page 1, line 9.

Following: "appropriated"

Insert: "\$600,000"

2. Page 1, line 13.

Following: "park"

Strike: remainder of lines 13 and 14 through "property" on line 15

And, as amended, do pass. Report adopted.

HB 222, introduced bill, be amended as follows:

1. Page 1, line 14.

Following: "manufactured"

Strike: "before"

Insert: "after"

2. Page 3, line 11.

Following: "duty"

Strike: "."



Insert: “;”

Following: subsection (3)

Insert: “(4) vessels commonly known as airboats when used by a utility company in the course of business.”

And, as amended, do pass. Report adopted.

HIGHWAYS AND TRANSPORTATION (Kropp, Chairman): 2/10/81

HB 593, do pass. Report adopted.

SB 169, be concurred in. Report adopted.

SB 185, third reading copy, be amended as follows:

1. Page 1, line 18.

Following: “which is”

Strike: “operated”

Insert: “used or intended for use”

2. Page 1, line 19.

Following: “used”

Strike: “or intended”

And, as amended, be concurred in. Report adopted.

SB 186, be concurred in. Report adopted.

HUMAN SERVICES (Gould, Chairman): 2/11/81

HB 632, do pass. Report adopted.

JUDICIARY (Seifert, Vice-Chairman): 2/11/81

HB 5, introduced bill, be amended as follows:

1. Page 1.

Following: line 22

Insert: “(2) Any agreement reached shall be reduced to writing and a copy given to the defendant.”

Renumber: subsequent subsection

2. Page 1.

Following: line 24

Insert: “Section 2. Notice to court of plea agreement. Except for good cause shown, notification to the court of the existence of a plea agreement shall be given at the arraignment or at such other time, prior to trial, as may be fixed by the court.”

Renumber: subsequent sections

3. Page 2, lines 1 through 3.

Following: “shall” on line 1

Strike: remainder of line 1 through “entered” on line 3

Insert: “on the record, require the disclosure of the agreement in open court”

4. Page 2, line 4.

Following: “camera”

Strike: “and off the record”

5. Page 4, line 5.

Following: “through”

Strike: “7”

Insert: “8”

6. Page 4, line 8.

Following: “through”

Strike: “7”

Insert: "8"

And, as amended, do pass. Report adopted.

HB 208, introduced bill, be amended as follows:

1. Page 1, lines 16 and 17.

Following: "~~anyone~~"

Strike: "not" on line 16 through "him" on line 17

Insert: "compelled to submit by force, coercion, or intimidation or by deception of threat as defined in 45-2-101"

2. Page 1, line 21.

Following: "(c)"

Insert: "except in 45-5-502,"

And, as amended, do pass. Report adopted.

HB 531, do pass. Report adopted.

HB 534, do pass. Report adopted.

HB 598, introduced bill, be amended as follows:

1. Page 1, line 19.

Following: "stay"

Insert: "and petition by the state"

2. Page 1, lines 20 and 21.

Following: "the" on line 20

Strike: "date" through "stay" on line 21

Insert: "day the date is set"

And, as amended, do pass. Report adopted.

HB 621, do pass. Report adopted.

LOCAL GOVERNMENT (Bertelsen, Chairman):

2/11/81

HB 57, introduced bill, be amended as follows:

1. Page 3, line 4.

Following: "purposes"

Insert: ", or public utility electric generating plants and their associated facilities"

And, as amended, do pass. Report adopted.

HB 575, introduced bill, be amended as follows:

1. Page 2, line 25.

Following: "~~dangers; to~~"

Insert: "lessen congestion in the streets; to secure safety from fire, panic, and other dangers; to"

2. Page 3, line 2.

Following: "population;"

Strike: "and"

Insert: "; to provide adequate light and air; to prevent the over-crowding of land; to avoid undue concentration of population; and"

3. Page 6, line 10.

Following: "composed of"

Insert: "at least"

And, as amended, do pass. Report adopted.

RULES (Fagg, Chairman):

2/11/81

SB 340, be concurred in. Report adopted.

STATE ADMINISTRATION (Fedra, Chairman):

2/12/81

HB 138, second reading copy, be amended as follows:

1. Strike: all committee amendments contained in the House State Administration Standing Committee Report dated January 20, 1981
2. Title, line 6.  
Following: "OF"  
Strike: "ANY BUSINESS"  
Insert: "CERTAIN BUSINESSES"
3. Page 2, line 3.  
Following: "section"  
Insert: " , provided the licensee does not relocate his premises to a noncontiguous site or relocate his entrances any closer than the existing entrances,"

And, as amended, do pass. Report adopted.

HB 630, do pass. Report adopted.

HB 680, do pass. Report adopted.

HB 687, introduced bill, be amended as follows:

1. Page 1, line 19.  
Strike: "[section 2]"  
Insert: "5-3-101"
2. Page 2, line 6.  
Following: "within"  
Strike: "eight"  
Insert: "45"  
Following: "days"  
Strike: "after the 25th day"
3. Page 2, line 9.  
Following: "voting."  
Insert: "The special session must be limited to the reconsideration of the vetoed bill unless two-thirds of the members attending the session agree to consider additional subjects."
4. Page 3, line 5.  
Following: "provided in"  
Strike: "[section 2]"  
Insert: "5-3-101"

And, as amended, do pass. Report adopted.

TAXATION (Nordtvedt, Chairman):

2/12/81

HB 92, introduced bill, be amended as follows:

1. Title, line 11.  
Following: "MCA"  
Insert: " ; PROVIDING AN APPLICABILITY DATE; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"
2. Page 3.  
Following: line 5  
Insert: "Section 3. Effective date — applicability. This act is effective on passage and approval and applies to tax years beginning after December 31, 1980."

And, as amended, do pass. Report adopted.

Committee adopted the following Statement of Intent:

**STATEMENT OF INTENT  
HOUSE BILL 92**

The intent of this bill is to allow the department to comply with the federal Railroad Revitalization and Regulatory Reform Act of 1976, as amended. This act places restrictions on the property taxation of railroads by state and local governments. Basically, the local taxing jurisdictions may not tax railroads at a higher tax rate than that levied on commercial and industrial property in general (49 USC section 11503). This bill provides a mechanism to the department of revenue to adjust the percentage multiplier for converting market value to taxable value for railroad property. It is intended that the department may adjust the multiplier, if necessary, to achieve compliance with the federal requirements.

In making the adjustment the department may take into account both:

- (1) differing percentages, as provided by statute, between various classes of property; and
- (2) differences in the determination of market value between commercial and industrial property on one hand and railroad property on the other, if any such differences exist.

The language chosen is selected to afford the department reasonable latitude in developing a method of adjusting the multiplier.

HB 525, do pass. Report adopted.

**MESSAGES FROM THE OTHER HOUSE**

Senate Bill and Senate Joint Resolution passed as amended and transmitted to the House for concurrence: 2/11/81

Senate Bill No. 123, introduced by Etchart, D. Manning, Conover, Graham, et al.

Senate Joint Resolution No. 4, introduced by Hafferman, Hazelbaker, Galt, Manley, et al.

Senate Bills passed and transmitted to the House for concurrence: 2/11/81

Senate Bill No. 304, introduced by Hazelbaker

Senate Bill No. 305, introduced by Senate Rules Committee

Senate Bill No. 306, introduced by Himsl, S. Brown

Senate Bill No. 308, introduced by Himsl, S. Brown

House Bills concurred in as amended and returned to the House for concurrence in Senate Amendments: 2/11/81

House Bill No. 47, introduced by Quilici

House Bill No. 255, introduced by Kropp

House Bill concurred in and returned to the House: 2/11/81

House Bill No. 253, introduced by Kropp

**FIRST READING AND COMMITMENT  
OF BILLS AND RESOLUTIONS**

The following House bills were introduced, read first time and referred to committees:

HB 723, introduced by Bertelsen. Referred to Committee on State Administration.



- HB 724, introduced by Neuman, Lee, Fabrega, Conroy. Referred to Committee on State Administration.
- HB 725, introduced by Underdal, (By Request of the Department of Professional and Occupational Licensing). Referred to Committee on Business and Industry.
- HB 726, introduced by Vincent. Referred to Committee on Education and Cultural Resources.
- HB 728, introduced by Roth, Stimatz, Curtiss, Harrington, Daily, McBride, D. Brown, Quilici, Jacobson, Healy, Haffey. Referred to Committee on Appropriations.
- HB 729, introduced by Harrington, Keedy, Kemmis, D. Brown, Daily, Healy, Stimatz, Jacobson, Haffey, Pavlovich, Huennekens. Referred to Committee on Judiciary.
- HB 730, introduced by Menahan, Williams, (By Request of the Department of Professional and Occupational Licensing). Referred to Committee on State Administration.
- HB 731, introduced by Daily. Referred to Committee on Fish and Game.
- HB 732, introduced by Eudaily, (By Request of the House Education Committee). Referred to Committee on Education and Cultural Resources.
- HB 733, introduced by Hurwitz. Referred to Committee on State Administration.
- HB 734, introduced by Winslow, D. O'Hara, Hannah. Referred to Committee on Human Services.
- HB 735, introduced by Winslow, D. O'Hara, Hannah. Referred to Committee on Human Services.
- HB 736, introduced by Bardanoue. Referred to Committee on State Administration.
- HB 737, introduced by Dussault, Lory, Hanson, Eudaily, Kemmis, Waldron. Referred to Committee on Local Government.
- HB 738, introduced by J. Ryan, Ellison, Underdal, Stobie, Winslow, Hurwitz, Curtiss, Andreason, Jensen, Burnett, Devlin, Conroy, Switzer, Thoft. Referred to Committee on Fish and Game.
- HB 739, introduced by Conn. Referred to Committee on Education and Cultural Resources.
- HB 740, introduced by Switzer, Devlin, Donaldson, J. Ryan, Iverson, Tveit, Burnett, Holliday, Curtiss, C. Smith, Marks. Referred to Committee on Agriculture, Livestock and Irrigation.

The following Senate bills were introduced, read first time and referred to committees:

- SB 123, introduced by Etchart, D. Manning, Conover, Graham, Manley, Kolstad, Lee, M. Anderson, McCallum, Ochsner, E. Smith, Hager, Hammond, Tveit, Hazelbaker, Galt, Nelson, Olson, Severson. Referred to Committee on Natural Resources.
- SB 304, introduced by Hazelbaker, (By Request of the Department of Highways). Referred to Committee on Highways and Transportation.
- SB 305, introduced by Senate Rules Committee, (By Request of the Legislative Improvement Committee). Referred to Legislative Audit Committee.
- SB 306, introduced by Himsl, S. Brown, (By Request of the Legislative Audit Committee). Referred to Committee on Judiciary.
- SB 308, introduced by Himsl, S. Brown, (By Request of the Legislative Audit Committee). Referred to Committee on State Administration.
- SJR 4, introduced by Hafferman, Hazelbaker, Galt, Manley, Kolstad, Hammond, Aklestad, Conover, Elliott, Graham, Lee, E. Smith, Ochsner, D. Manning, McCallum, Story, J. O'Hara, Hager, Nelson,

Boylan, Himsl, Williams, Keating. Referred to Committee on Judiciary.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Lory in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

That HB 502 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Ernst.

Total 1

Excused: Brand, Keyser.

Total 2

Absent or not voting: Andreason, Bengtson, Curtiss, Ellison, Eudaily, Fagg, Harrington, Hurwitz, Lund, Marks, O'Connell, Smith, Stobie, Teague.

Total 14

That HB 509 do pass. Representative Moore made a substitute motion that HB 509 be passed to the bottom of the board. Motion carried.

That HB 520 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Brand, Keyser.

Total 2

Absent or not voting: Daily, Harrington, Kropp, Lund, Meyer, O'Connell, Pavlovich, Smith, Stobie.

Total 9

That HB 227 do pass. Motion failed by the following vote:

Ayes: Anderson, Andreason, Bennett, Bergene, Burnett, Conn, Cozzens, Dozier, Dussault, Ellerd, Fabrega, Fagg, Hannah, Hanson, Harp, Harper, Hart, Kanduch, Kemmis, Kennerly, Lory, Manning, Marks, McLane, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Roush, Ryan, Sales, Shelden, Spilker, Thoft, Vincent, Waldron, Wallin, Winslow, Yardley.

Total 43

Noes: Abrams, Asay, Azzara, Bengtson, Bertelsen, Briggs, Brown, Conroy, Curtiss, Daily, Devlin, Donaldson, Ellison, Ernst, Eudaily, Feda, Gould, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kessler, Kitselman, Kropp, Manuel, Matsko, McBride, Menahan, Moore, Neuman, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roth, Schultz, Seifert, Shontz, Sivertsen, Smith, Stobie, Switzer, Underdal, Vinger, Williams, Zabrocki.

Total 52

Excused: Brand, Keyser.

Total 2

Absent or not voting: Bardanouve, Lund, Teague.

Total 3

That HB 227 do not pass by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bertelsen, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Harrington, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kessler, Kitselman, Kropp, Lund, Manuel, Marks, Matsko, McBride, Menahan, Moore, Mueller, Neuman, Nilson, O'Connell, Pavlovich, Quilici, Robbins, Roth, Ryan, Schultz, Seifert, Shontz, Sivertsen, Smith, Stobie, Switzer, Thoft, Underdal, Vinger, Williams, Zabrocki.

Total 59

Noes: Anderson, Andreason, Bennett, Bergene, Burnett, Cozzens, Dozier, Dussault, Ellerd, Fabrega, Hannah, Hanson, Harp, Harper, Hart, Hurwitz, Kemmis, Kennerly, Lory, McLane, Metcalf, Meyer, Nordtvedt, Oberg, O'Hara, Phillips, Roush, Sales, Shelden, Spilker, Vincent, Waldron, Wallin, Winslow, Yardley.

Total 35

Excused: Brand, Keyser.

Total 2

Absent or not voting: Bengtson, Manning, Pistoria, Teague.

Total 4

That HB 375 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Cozzens, Curtiss, Devlin,



Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Kanduch, Keedy, Kemmis, Kessler, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 80

Noes: Asay, Briggs, Burnett, Conroy, Marks, Moore, Sivertsen, Stobie, Vinger.

Total 9

Excused: Brand, Keyser.

Total 2

Absent or not voting: Daily, Harrington, Hart, Iverson, Jensen, Kennerly, Kropp, Metcalf, O'Connell.

Total 9

That HB 411 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Sales, Stobie.

Total 2

Excused: Brand, Keyser.

Total 2

Absent or not voting: Abrams, Donaldson, Dozier, Jensen, Menahan, Pavlovich, Teague.

Total 7

That HB 449 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83



Noes: Briggs, Burnett, Conroy, Eudaily, Nordtvedt, Sales.  
Total 6

Excused: Brand, Keyser.  
Total 2

Absent or not voting: Abrams, Bardanouve, Dozier, Harper, Iverson, Kitselman, Mueller, Smith, Stobie.  
Total 9

That HB 457 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kropp, Lory, Lund, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 81

Noes: Asay, Burnett, Devlin, Hannah, Harp, Jacobsen, Moore, Seifert, Switzer, Underdal.  
Total 10

Excused: Brand, Keyser.  
Total 2

Absent or not voting: Conroy, Kitselman, Matsko, Mueller, O'Connell, O'Hara, Stobie.  
Total 7

That HB 466 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 93

Noes: None.  
Total 0

Excused: Brand, Keyser.  
Total 2

Absent or not voting: Bardanouve, Burnett, Conn, Pavlovich, Pistoria.  
Total 5

That HB 468 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin,

Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Smith, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 84

Noes: Bennett, Briggs, Hannah, Moore, Sales, Seifert, Stobie, Switzer, Winslow.

Total 9

Excused: Brand, Keyser.

Total 2

Absent or not voting: Bardanouve, Burnett, Jensen, Pavlovich, Sivertsen.

Total 5

That HB 508 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Briggs, Ellerd, Ryan, Seifert, Smith, Thoft, Vinger.

Total 7

Excused: Brand, Keyser.

Total 2

Absent or not voting: Bardanouve, Pavlovich, Roth, Shelden.

Total 4

That HB 581 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Brand, Keyser.

Total 2

Absent or not voting: Andreason, Lund, Menahan, Pavlovich, Shelden.

Total 5

Representative Moore moved that HB 509, second reading copy, be amended as follows:

1. Page 3, line 2.

Following: "(1)"

Strike: remainder of line 2

Insert: "use existing staff to administer [this act]"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Brand, Keyser.

Total 2

Absent or not voting: Fagg, Lund, Roth, Stobie.

Total 4

And HB 509, as amended, do pass by the following vote:

Ayes: Abrams, Andreason, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Asay, Daily, Devlin, Roth, Seifert, Sivertsen, Switzer.

Total 7

Excused: Brand, Keyser.

Total 2

Absent or not voting: Anderson, Azzara, Bergene, Stobie, Vinger.



Total 5

That the Committee rise and report. (Lory, Chairman). Representative Lory moved the adoption of the Committee of the Whole Report. Representative Anderson made a substitute motion to segregate HB 375 from the committee report and that, as amended, report be adopted. Motion carried. (91-1)

### MOTIONS

Representative Manning moved that the House reconsider its action in adopting the Adverse Committee Report on HB 556 and that the bill be referred back to the Committee on Human Services for further amendment. Motion failed. (41-56)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 272 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Brown.

Total 1

Excused: Brand, Keyser.

Total 2

Absent or not voting: Hemstad.

Total 1

House Bill No. 321 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Bardanouve, Dozier, Ernst, Harp, Kemmis, Oberg, Ryan, Stobie, Switzer, Vinger.



Total 10

Excused: Brand, Keyser.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 360 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Thoft, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Devlin, Harp, Harper, Mueller, Roush, Ryan, Stobie, Switzer, Underdal, Vincent, Vinger, Wallin.

Total 12

Excused: Brand, Keyser.

Total 2

Absent or not voting: Teague.

Total 1

House Bill No. 396 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Conroy.

Total 1

Excused: Brand, Keyser.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 433 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Daily, Devlin, Donaldson,

Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 78

Noes: Asay, Bengtson, Bennett, Brand, Brown, Conroy, Curtiss, Hannah, Iverson, Jacobsen, Jensen, McLane, Moore, Neuman, O'Connell, Quilici, Roth, Seifert, Smith, Stobie, Teague.

Total 21

Paired: Dozier, Aye; Brand, No.

Excused: Keyser.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 435 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 78

Noes: Asay, Bennett, Brown, Conroy, Curtiss, Hurwitz, Iverson, Jacobsen, McLane, Moore, Neuman, O'Connell, Pistoria, Roth, Seifert, Smith, Stobie, Thoft, Underdal.

Total 19

Excused: Brand, Keyser.

Total 2

Absent or not voting: Winslow.

Total 1

House Bill No. 547 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Brand, Dussault, Fagg, Harper, Kemmis, Menahan, Moore, Vinger, Mr. Speaker.

Total 9

Paired: Metcalf, Aye; Brand, No.

Excused: Keyser.

Total 1

Absent or not voting: None.

Total 0

Representative Fagg moved that the House adjourn until 3:00 p.m., February 13, 1981.

Motion carried.

House adjourned at 7:10 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## THIRTY-FIFTH LEGISLATIVE DAY

Helena, Montana  
February 13, 1981

House Chambers  
Capitol Building

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Brand, Keyser, O'Connell, Teague, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Thirty-fourth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

#### BILLS (Spilker, Chairman):

2/13/81

Correctly printed - HB 5, HB 92, HB 152, HB 208, HB 222, HB 283, HB 450, HB 525, HB 531, HB 534, HB 587, HB 593, HB 621, HB 630, HB 632, HB 680, HB 687, HJR 17.

Correctly engrossed - HB 468, HB 509.

Considered correctly engrossed - HB 411, HB 449, HB 457, HB 466, HB 508, HB 520, HB 581.

Correctly enrolled - HB 52.

Examined by the sponsor (Feda) and found to be correct - HB 52.

Signed by the Speaker at 2:50 p.m., 2/13/81 - HB 52.

Delivered to the Governor for his approval at 4:10 p.m., 2/13/81 - HB 52.

#### FISH AND GAME (Ellison, Chairman):

2/10/81

HJR 2, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Daily, Dozier, Harrington, Huennekens, Menahan, Robbins, Vincent.

Total 7

Excused: Brand, Keyser, O'Connell, Teague.

Total 4

Absent or not voting: Azzara, Briggs, Pistoria, Thoft, Waldron.

Total 5

HB 251, as amended, do not pass.



Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Switzer, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Burnett, Conroy, Curtiss, Matsko, McLane, Moore, Pistoria, Spilker, Stobie.

Total 9

Excused: Brand, Keyser, O'Connell, Teague.

Total 4

Absent or not voting: Azzara, Bergene, Jensen, Thoft, Underdal, Waldron.

Total 6

HB 323, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Sales, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 66

Noes: Bardanouve, Bengtson, Bennett, Curtiss, Daily, Dozier, Harrington, Huennekens, Iverson, Keedy, Kessler, Manning, Menahan, Metcalf, Nilson, Oberg, Pavlovich, Pistoria, Quilici, Roush, Schultz, Shontz, Vincent, Williams, Yardley, Zabrocki.

Total 26

Excused: Brand, Keyser, O'Connell, Teague.

Total 4

Absent or not voting: Azzara, Ryan, Thoft, Waldron.

Total 4

HB 406, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly,

Kessler, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 80

Noes: Abrams, Asay, Burnett, Conroy, Curtiss, Donaldson, Fabrega, Feda, Kropp, McLane, Meyer, Pistoria, Roth, Shontz, Stobie.  
Total 15

Excused: Brand, Keyser, O'Connell, Teague.  
Total 4

Absent or not voting: Thoft.  
Total 1

HB 417, as amended, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Bennett, Briggs, Conn, Cozzens, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Matsko, McBride, Metcalf, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Mr. Speaker.  
Total 66

Noes: Abrams, Bardanouve, Bengtson, Bergene, Brown, Burnett, Conroy, Curtiss, Daily, Dozier, Harper, Holliday, Huennekens, Manning, Manuel, McLane, Menahan, Neuman, Nilson, Oberg, Pavlovich, Pistoria, Roush, Vincent, Waldron, Zabrocki.  
Total 26

Excused: Brand, Keyser, O'Connell, Teague.  
Total 4

Absent or not voting: Azzara, Bertelsen, Quilici, Thoft.  
Total 4

HUMAN SERVICES (Gould, Chairman): 2/11/81

HB 514, do not pass. Representative Gould moved the adoption of the Adverse Committee Report. Representative Dussault made a substitute motion that HB 514 be printed and placed on Second Reading. Motion failed. (48-48) Representative Dussault made a substitute motion that the bill be rereferred to the Committee on Human Services. After more debate, Representative Moore moved the previous question. Motion carried. (48-46) Representative Dussault's motion to refer HB 514 back to committee carried. (52-44)

HB 631, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bertelsen, Burnett, Cozzens, Daily, Devlin, Dozier, Ellerd, Ellison, Ernst,

Eudaily, Fagg, Feda, Gould, Hannah, Harrington, Hemstad, Hurwitz, Jensen, Kanduch, Kitselman, Kropp, Lund, Matsko, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Roth, Ryan, Sales, Seifert, Smith, Spilker, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 52

Noes: Abrams, Bengtson, Bergene, Brown, Conn, Conroy, Curtiss, Donaldson, Dussault, Fabrega, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Oberg, Pistoria, Robbins, Roush, Schultz, Shelden, Shontz, Sivertsen, Stobie, Vincent, Waldron, Yardley, Zabrocki.

Total 41

Excused: Brand, Keyser, O'Connell, Teague.

Total 4

Absent or not voting: Briggs, Lory, Williams.

Total 3

JUDICIARY (Seifert, Vice-Chairman):

2/11/81

HB 518, as amended, do not pass. Representative Seifert moved the adoption of the Adverse Committee Report. Representative Yardley made a substitute motion that the Minority Report be adopted. After considerable debate, Representative Curtiss moved the previous question. Motion carried. (54-38) Representative Kemmis arose on a question of privilege of the House. The question was overruled by the Chair. Representative Yardley's substitute motion failed by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brown, Conn, Curtiss, Dozier, Dussault, Eudaily, Fabrega, Gould, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, Pavlovich, Pistoria, Robbins, Roush, Ryan, Shelden, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 44

Noes: Anderson, Andreason, Asay, Bennett, Briggs, Burnett, Conroy, Cozzens, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fagg, Feda, Hannah, Hanson, Harrington, Hurwitz, Iverson, Jensen, Keedy, Kitselman, Kropp, Lund, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Quilici, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 49

Excused: Brand, Keyser, O'Connell, Teague.

Total 4

Absent or not voting: Lory, Roth, Stobie.

Total 3

After further debate, Representative Ellerd moved the previous question. Motion carried. Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Bennett, Briggs, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fagg, Feda, Hannah, Hanson, Hemstad, Hurwitz, Iverson, Jensen, Keedy, Kitselman, Kropp, Lund, Matsko, McLane, Menahan, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Roth, Ryan, Sales,



Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Mr. Speaker.

Total 55

Noes: Abrams, Bardanouve, Bengtson, Bergene, Bertelsen, Brown, Conn, Dozier, Dussault, Eudaily, Fabrega, Gould, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Lory, Manning, Manuel, McBride, Metcalf, Neuman, Nilson, Oberg, Pistoria, Robbins, Roush, Shelden, Smith, Vincent, Waldron, Yardley, Zabrocki.

Total 40

Excused: Brand, Keyser, O'Connell, Teague.

Total 4

Absent or not voting: Azzara.

Total 1

HB 576, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 84

Noes: Hart, Manning, Menahan, Nilson, Pistoria, Robbins, Shelden, Waldron, Yardley.

Total 9

Excused: Brand, Keyser, O'Connell, Teague.

Total 4

Absent or not voting: Azzara, Dussault, McBride.

Total 3

LOCAL GOVERNMENT (Bertelsen, Chairman):

2/11/81

HB 228, do not pass. Representative Bertelsen moved the adoption of the Adverse Committee Report. Representative Sales made a substitute motion that HB 228 be printed and placed on Second Reading. Motion withdrawn. Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Smith,



Spilker, Stobie, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Bengtson, Fabrega, Holliday, Neuman, Nordtvedt, Sales, Shelden, Wallin.

Total 8

Excused: Brand, Keyser, O'Connell, Teague.

Total 4

Absent or not voting: Lund, McBride, Switzer.

Total 3

HB 229, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedra, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Bengtson, Fabrega, Harp, Neuman, Nilson, Nordtvedt, Sales, Vincent.

Total 8

Excused: Brand, Keyser, O'Connell, Teague.

Total 4

Absent or not voting: Lund.

Total 1

HB 383, do not pass. Representative Bertelsen moved the adoption of the Adverse Committee Report. Representative Pistoria made a substitute motion that HB 383 be printed and placed on Second Reading. Motion failed. (36-60) Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedra, Hannah, Hanson, Harper, Harrington, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Kitselman, Lory, Lund, Matsko, McBride, McLane, Metcalf, Moore, Mueller, O'Hara, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 69

Noes: Brown, Conroy, Dozier, Fabrega, Gould, Harp, Hemstad, Huennekens, Kennerly, Kropp, Manning, Manuel, Menahan, Meyer, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Pistoria, Quilici, Shontz, Vinger, Waldron, Yardley.

Total 25

Excused: Brand, Keyser, O'Connell, Teague.

Total 4

Absent or not voting: Bergene, Burnett.

Total 2

TAXATION (Nordtvedt, Chairman):

2/12/81

HB 126, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Daily, Pavlovich, Waldron.

Total 3

Excused: Brand, Keyser, O'Connell, Teague.

Total 4

Absent or not voting: Azzara.

Total 1

HB 354, do not pass. Representative Nordtvedt moved the adoption of the Adverse Committee Report. Representative Kessler made a substitute motion that HB 354 be printed and placed on Second Reading. After considerable debate, Representative Smith moved the previous question. Motion carried. (55-32) Representative Kessler's substitute motion failed. (39-52) After more debate, Representative Ellerd moved the previous question. A division was called for. Motion carried. (57-37) Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Bengtson, Burnett, Conroy, Curtiss, Devlin, Donaldson, Ernst, Eudaily, Fagg, Fedra, Hannah, Harper, Hurwitz, Iverson, Jensen, Keedy, Kropp, Lory, Lund, Matsko, McLane, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Zabrocki, Mr. Speaker.

Total 47

Noes: Abrams, Azzara, Bardanouve, Bennett, Bergene, Briggs, Brown, Conn, Cozzens, Daily, Dozier, Dussault, Ellerd, Ellison, Fabrega, Gould, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, Pistoria, Sales, Shelden, Shontz, Vincent, Waldron, Williams, Yardley.

Total 46

Excused: Brand, Keyser, O'Connell, Teague.

Total 4

Absent or not voting: Bertelsen, Pavlovich, Winslow.

Total 3

HB 427, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Asay, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Abrams, Andreason, Azzara, Bardanouve, Dussault, Harrington, Huennekens, Kemmis, Manning, Menahan, Shelden, Vincent, Waldron.

Total 13

Excused: Brand, Keyser, O'Connell, Teague.

Total 4

Absent or not voting: Bennett, Pistoria, Winslow.

Total 3

HB 539, do not pass. Representative Nordtvedt moved the adoption of the Adverse Committee Report. Representative Huennekens made a substitute motion that HB 539 be printed and placed on Second Reading. Motion carried. (54-39)

HB 549, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Brown, Daily, Keedy, Pavlovich, Quilici.

Total 5

Excused: Brand, Keyser, O'Connell, Teague.

Total 4

Absent or not voting: Manuel.



Total 1

## MOTIONS

Representative Ellerd moved that consideration on HB 464 be passed until the 37th legislative day. Motion carried.

## REPORTS OF STANDING COMMITTEES

BUSINESS AND INDUSTRY (Fabrega, Chairman):

2/12/81

HB 448, introduced bill, be amended as follows:

1. Title, line 7.

Strike: "33-2-501,"

2. Page 1, line 13 through line 5 on page 5.

Strike: section 1 in its entirety

Renumber: subsequent sections

3. Page 5, lines 24 and 25.

Following: "supplies" on line 24

Strike: "(other" through "33-2-501(1))" on line 25

4. Page 12, line 17 through line 11 on page 13.

Strike: subsection (d) in its entirety

5. Page 19, line 24.

Following: "5%"

Strike: "15%"

Insert: "10%"

6. Page 20, line 14.

Following: "10%"

Strike: "25%"

Insert: "15%"

7. Page 20.

Following: line 14

Insert: "Section 10. Section 33-3-201, MCA, is amended to read:"

Section remains unchanged except for subsection (d), which is amended as follows:

"(d) if a stock corporation, its authorized capital stock; and the number of shares of ~~common stock~~ into which divided; These shares shall be issued as provided in 35-1-601, except that the par value of any class shall not be less than \$1; the par value of each such share, which par value shall be at least \$1. Shares without par value or other than one class of voting common stock shall not be authorized. The articles of incorporation may limit or deny present or future stockholders preemptive or preferential rights to acquire additional issues of the stock, or bonds, debentures, or other obligations convertible into stock, of the corporation, subject to the laws of Montana fixing the required representation and proportion of outstanding capital stock required to be represented and voted, for specified action, at any and all corporate meetings, elections, votes, or consent proceedings."

Renumber: subsequent section

And, as amended, do pass. Report adopted.

HB 485, introduced bill, be amended as follows:

1. Page 1, lines 20 through 22.



Following: "for"

Strike: "an additional" through "fit" on line 22

Insert: "such damages as may result therefrom and for such exemplary damages as may be appropriate."

And, as amended, do pass. Report adopted.

HB 495, introduced bill, be amended as follows:

1. Page 1, line 13.

Following: "6"

Insert: ", MCA"

And, as amended, do pass. Report adopted.

HB 510, introduced bill, be amended as follows:

1. Page 2, line 16.

Following: "above,"

Strike: remainder of line 16 in its entirety

2. Page 2, line 18.

Following: "bond,"

Insert: "permit the"

And, as amended, do pass. Report adopted.

HB 569, introduced bill, be amended as follows:

1. Title, line 9.

Following: "INSTITUTIONS;"

Insert: "PROVIDING AN IMMEDIATE EFFECTIVE DATE;  
AND"

2. Page 3.

Following: line 7

Insert: "Section 2. Effective date. This act is effective on passage and approval."

And, as amended, do pass. Report adopted.

LOCAL GOVERNMENT (Bertelsen, Chairman):

2/13/81

HB 424, introduced bill, be amended as follows:

1. Page 1, line 16.

Following: line 15

Strike: "\$10"

Insert: "\$1,000"

2. Page 1, line 20.

Following: "\$7"

Strike: "\$10"

Insert: "\$1,000"

And, as amended, do pass. Report adopted.

HB 562, do pass. Report adopted.

HB 622, do pass. Report adopted.

2/12/81

HB 675, do pass. Report adopted.

2/13/81

RULES (Fagg, Chairman):

2/12/81

HB 429, introduced bill, be amended as follows:

1. Title, line 10.

Following: "IN"

Strike: "ODD-NUMBERED YEARS"  
Insert: "EACH RESPECTIVE SESSION"

2. Page 1, line 23.

Following: "years."

Insert: "The regular session in even-numbered years shall be limited to consideration of legislation not relating to revenue or appropriations, except that legislation relating to revenue or appropriations may be considered if approved for introduction by a two-thirds vote of the members of either house."

3. Page 1, line 25.

Following: line 24

Insert: "consideration of"

4. Page 1, line 25.

Following: "to"

Strike: "the budget and financing and other"

Insert: "revenue and appropriations, except that"

5. Page 2, line 1.

Following: "legislation"

Insert: "not relating to revenue or appropriations may be considered if"

6. Page 2, line 9.

Following: line 8

Strike: "1983"

Insert: "1984"

And, as amended, do pass. Report adopted.

TAXATION (Nordtvedt, Chairman):

2/13/81

HB 550, introduced bill, be amended as follows:

1. Page 1, line 5.

Following: "LAWS;"

Strike: "INCREASING THE EXEMPTION TO \$40,000;"

2. Page 2, line 11.

Following: "exceeding"

Strike: "5 acres"

Insert: "1 acre"

3. Page 2, line 15.

Following: "an"

Strike: "1"

Insert: "one-fourth of an"

4. Page 2, line 19.

Following: "\$20,000"

Strike: "\$40,000"

Insert: "\$20,000"

5. Page 5, line 14.

Following: "than"

Strike: "\$300"

Insert: "\$1,000"

And, as amended, do pass. Report adopted.

## REPORTS OF SELECT COMMITTEES

SELECT COMMITTEE ON WATER (Roth, Chairman):

2/10/81

HB 494, introduced bill, be amended as follows:

1. Page 3, line 16.

Following: "shall"

Insert: ", within its staffing and budgeting limitations,"

And, as amended, do pass. Report adopted.

### MESSAGES FROM THE OTHER HOUSE

Senate Bills passed and transmitted to the House for concurrence: 2/12/81

Senate Bill No. 278, introduced by Graham

Senate Bill No. 302, introduced by McCallum

Senate Bill No. 303, introduced by McCallum

Senate Bills and Senate Joint Resolution passed as amended and transmitted to the House for concurrence: 2/12/81

Senate Bill No. 16, introduced by E. Smith

Senate Bill No. 156, introduced by Hager, B. Brown

Senate Bill No. 166, introduced by E. Smith, Hammond, Kolstad, et al.

Senate Bill No. 218, introduced by S. Brown

Senate Bill No. 286, introduced by Van Valkenburg

Senate Bill No. 316, introduced by Towe, Turnage

Senate Bill No. 319, introduced by Turnage, Mazurek, Crippen, et al.

Senate Joint Resolution No. 11, introduced by B. Brown, McCallum, Manley, et al.

House Bills concurred in and returned to the House: 2/12/81

House Bill No. 182, introduced by Devlin, Ryan

House Bill No. 232, introduced by C. Smith

### MOTIONS

Representative Moore moved that consideration on HB 43 be passed until the 40th legislative day. Motion carried.

Representative Anderson moved that consideration on HB 375 be passed until the 36th legislative day. Motion carried.

Representative Huennekens moved that consideration on HB 291 be passed for the day because it did not have a Statement of Intent. Motion carried.

Representative Schultz moved that HB 467 be taken from Second Reading and rereferred to the Committee on Agriculture so that a Statement of Intent could be attached. Motion carried.

Representative Fagg moved that consideration on HB 610 and HB 611 be passed until the 40th legislative day. Representative Kemmis made a substitute motion that HB 610 and HB 611 be rereferred to the Committee on Appropriations. After some debate, Representative Ellerd moved the previous question. Representative Kemmis rose on a question of privilege and moved for a call of the House. Sufficient seconds arose. The Speaker directed the Sergeant-at-Arms to lock the doors and locate the

missing members. Then, seeing 96 members present, Representative Fagg moved to lift the call of the House. Lacking a two-thirds majority, motion failed. (58-37) Representative Fagg again moved to lift the call of the House. Again, the motion failed. (57-35) Representative Ellerd offered to withdraw his motion. On that premise, Representative Kemmis moved to lift the call of the House if debate could continue. Motion carried. (87-7) Representative Ellerd withdrew his motion calling for the previous question. Representative Kemmis then closed on his substitute motion to return HB 610 and HB 611 to the Committee on Appropriations. Motion failed by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bengtson, Brand, Brown, Conroy, Daily, Dussault, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 41

Noes: Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Wallin, Winslow, Mr. Speaker.

Total 55

Paired: Brand, Metcalf, O'Connell, Teague, Ayes; Fagg, Keyser, Moore, Spilker, Noes.

Excused: None.

Total 0

Absent or not voting: Dozier, Ellerd, Keedy, O'Hara.

Total 4

Thereupon, Representative Fagg's motion to pass consideration on HB 610 and HB 611 until the 40th legislative day carried. (69-25)

Representative Curtiss moved that the rules be temporarily suspended to allow her to introduce a House joint resolution late. Motion carried unanimously.

Representative Keedy moved that the rules be temporarily suspended to allow him to introduce a bill late. Motion carried unanimously.

### **FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS**

The following House bills were introduced, read first time and referred to committees:

HB 727, introduced by Dussault, E. Smith. Referred to Committee on Education and Cultural Resources.

HB 741, introduced by Jacobsen. Referred to Committee on Judiciary.

HB 742, introduced by Jacobsen. Referred to Committee on Judiciary.

HB 743, introduced by O'Connell, R. Manning, Pistoria, Fabrega, Daily, Nilson, Robbins, Hemstad, Moore. Referred to Committee on Business and Industry.

HB 744, introduced by Hannah, Lee, D. O'Hara, Meyer. Referred to Committee on Judiciary.



- HB 745, introduced by Bardanouve. Referred to Committee on State Administration.
- HB 746, introduced by Feda, Etchart. Referred to Committee on Human Services.
- HB 747, introduced by Dozier. Referred to Committee on Human Services.
- HB 748, introduced by Meyer, Hazelbaker, Harp. Referred to Committee on Highways and Transportation.
- HB 749, introduced by Meyer, Hazelbaker, Harp. Referred to Committee on Highways and Transportation.
- HB 750, introduced by Meyer, Ryan. Referred to Committee on Labor and Employment Relations.
- HB 751, introduced by Meyer, Ryan, Quilici. Referred to Committee on Labor and Employment Relations.
- HB 752, introduced by Seifert, Sivertsen, Moore, Conroy, Briggs, Roth, Feda. Referred to Committee on State Administration.
- HB 753, introduced by Kemmis, Van Valkenburg, Kanduch, Stobie, Oberg, Bennett, Waldron, Norman, Harp, Mueller, Hafferman. Referred to Committee on Taxation.
- HB 754, introduced by Bengtson, Donaldson, Keedy, R. Anderson, O'Connell, Pistoria, Holliday, Dussault. Referred to Committee on State Administration.
- HB 755, introduced by Stobie, Sivertsen, Meyer, Fabrega, Bergene, McCallum, Neuman, Graham, R. Manning, Moore, D. O'Hara, McLane, Hemstad, O'Connell, Pistoria, Iverson, Cozzens, Burnett, Underdal, J. Ryan, Ellison, Andreason, Spilker, Conroy, Asay, Seifert, Stephens, Goodover, Aklestad, Marks, Vinger, Etchart, Ryan, Boylan, Manley, Hanson, Nilson, Ellerd, Yardley, Eudaily, Nordtvedt, Shontz, Robbins, Thomas. Referred to Committee on Human Services.
- HB 756, introduced by Keedy. Referred to Committee on Taxation.
- HB 757, introduced by Harrington, Daily, Menahan, Kemmis, Oberg, Williams, Dozier, Regan, Blaylock, Eck, Conroy, Azzara, Bengtson, Bardanouve, R. Manning, Kessler, Vincent, Neuman, Jacobsen, Kanduch, McBride, D. Brown, Pavlovich, Quilici, Dussault, Abrams, Teague, Nilson, Kennerly, Zabrocki, Shelden, Waldron, Roush, Huennekens, O'Connell, Pistoria, Mazurek, Conover, Thomas, Manuel, Holliday, Harper, Robbins, Berg, Stimatz, Jacobson, Yardley, Norman, Graham, Hafferman. Referred to Committee on Education and Cultural Resources.
- HB 758, introduced by Roush, Tveit, Iverson, Towe, Shontz, Jacobsen, Conroy, Switzer, Lee, Kemmis, Holliday, Neuman, Sivertsen, Zabrocki, Abrams, Donaldson, Devlin, J. Ryan, Huennekens, Manuel. Referred to Committee on Natural Resources.
- HB 759, introduced by Vinger. Referred to Committee on Appropriations.
- HB 760, introduced by Waldron, Hager, Van Valkenburg, J. O'Hara, Azzara, D. O'Hara, Kessler, Mazurek, Kemmis, Williams, Vinger, Cozzens, Regan, Fabrega, Conover. Referred to Committee on Local Government.
- HB 761, introduced by Fabrega, Jensen, Vincent, Metcalf, D. O'Hara, Andreason, R. Manning, Schultz, Wallin, Harper, Robbins, Kitselman, Jacobsen, Bergene, (By Request of the House Committee on Business and Industry). Referred to Committee on State Administration.
- HB 762, introduced by Kemmis, Van Valkenburg, Asay, Bennett, Azzara, Dozier, McBride, Dussault, Shontz, Williams, Oberg, Roush, Quilici, R. Manning, Nilson. Referred to Committee on Taxation.
- HB 763, introduced by Pistoria, P. Ryan, Meyer, O'Connell. Referred to Committee on Taxation.

HB 764, introduced by Vinger, Kitselman, Winslow, Hazelbaker, Kanduch, Bergene, Blaylock, Regan, Keedy, Bengtson. Referred to Committee on Human Services.

HJR 31, introduced by Dozier. Referred to Committee on Education and Cultural Resources.

HJR 32, introduced by Kanduch, Hafferman, Hurwitz, Manley. Referred to Committee on Natural Resources.

HJR 33, introduced by Shontz, Fabrega, (By Request of the House Business and Industry Committee). Referred to Committee on Highways and Transportation.

The following Senate bills were introduced, read first time and referred to committees:

SB 16, introduced by E. Smith. Referred to Committee on Natural Resources.

SB 156, introduced by Hager, B. Brown. Referred to Committee on Agriculture, Livestock and Irrigation.

SB 166, introduced by E. Smith, Kolstad, Hammond, Tveit, Donaldson. Referred to Committee on Agriculture, Livestock and Irrigation.

SB 218, introduced by S. Brown, (By Request of the Legislative Audit Committee). Referred to Committee on Business and Industry.

SB 278, introduced by Graham. Referred to Committee on Natural Resources.

SB 286, introduced by Van Valkenburg, (By Request of the Department of Institutions). Referred to Committee on Judiciary.

SB 302, introduced by McCallum. Referred to Committee on Judiciary.

SB 303, introduced by McCallum. Referred to Committee on Judiciary.

SB 316, introduced by Towe, Turnage. Referred to Committee on Judiciary.

SB 319, introduced by Turnage, Mazurek, Crippen, M. Anderson, Keedy, Yardley, Kemmis, S. Brown, Himsl, Regan, E. Smith, (By Request of the Supreme Court). Referred to Committee on Appropriations.

SJR 11, introduced by B. Brown, McCallum, Manley, Kanduch, Mueller, Daily, Phillips, Jacobsen, R. Manning, Harrington, Shelden, Severson, Hafferman, Turnage, Elliott, Himsl, Van Valkenburg, Ernst, Norman, Eck, Johnson, Sivertsen, M. Anderson, Hanson, Ryan, Winslow, Hannah, Wallin, Galt, Briggs, Schultz, Stobie. Referred to Committee on Natural Resources.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Harper in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Teague present at this time.

That HJR 21 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedra, Gould, Hannah, Hanson, Hemstad,

Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Yardley.

Total 59

Noes: Abrams, Bardanouve, Bengtson, Brand, Brown, Daily, Dozier, Dussault, Fabrega, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Keedy, Kemmis, Kennerly, Kessler, Manning, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pistoria, Quilici, Robbins, Roush, Shelden, Sivertsen, Teague, Vincent, Waldron, Williams, Zabrocki.

Total 38

Paired: Andreason, Fagg, Ayes; Brand, O'Connell, Noes.

Excused: Keyser.

Total 1

Absent or not voting: Azzara, Pavlovich.

Total 2

That HB 295 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bertelsen, Brown, Conroy, Cozzens, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harper, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Shontz, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 75

Noes: Bergene, Briggs, Burnett, Conn, Curtiss, Devlin, Fagg, Harp, Marks, Moore, Ryan, Schultz, Sivertsen, Stobie.

Total 14

Paired: O'Connell, Aye; Burnett, No.

Excused: Brand, Keyser.

Total 2

Absent or not voting: Bengtson, Harrington, Holliday, Matsko, McBride, Mueller, Seifert, Shelden, Smith.

Total 9

Representative Metcalf in the Chair.

Representative Kanduch moved that HB 329, second reading copy, second printing, be amended as follows:

1. Page 2, line 25.

Following: "OR"

Strike: "(2)"

Insert: "(3)"

2. Page 3, line 20.

Following: "SUBSECTION"

Strike: "(2)"

Insert: "(3)"



Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Brand, Keyser, O'Connell.

Total 3

Absent or not voting: Andreason, Bengtson, Donaldson, Harrington, Keedy, Kessler, McBride, Oberg, Shelden, Smith, Vinger, Williams.

Total 12

And HB 329, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lund, Manning, Manuel, Marks, Matsko, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 82

Noes: Bardanouve, Bertelsen, Huennekens, Lory, McBride, Neuman, Vincent, Yardley.

Total 8

Excused: Brand, Keyser, O'Connell.

Total 3

Absent or not voting: Eudaily, Keedy, McLane, Moore, Seifert, Smith, Vinger.

Total 7

Representative Ellerd moved that HB 389, second reading copy, be amended. Amendment failed by the following vote:

Ayes: Asay, Bennett, Briggs, Burnett, Conroy, Cozzens, Curtiss, Ellerd, Ellison, Eudaily, Fagg, Gould, Hemstad, Kanduch, Kropp, Lory, McLane, O'Hara, Sales, Smith, Stobie, Thoft, Wallin.

Total 23

Noes: Abrams, Andreason, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brown, Conn, Daily, Devlin, Donaldson, Dozier, Dussault, Fabrega, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lund, Manning, Manuel, Marks, Matsko,



McBride, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 69

Excused: Brand, Keyser, O'Connell.

Total 3

Absent or not voting: Anderson, Ernst, Iverson, Menahan, Seifert.

Total 5

That HB 389 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Brand, Keyser, O'Connell.

Total 3

Absent or not voting: Bardanoue, Seifert, Shelden, Yardley.

Total 4

That HB 404 do pass. Motion failed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanoue, Bennett, Bergene, Bertelsen, Brown, Conn, Donaldson, Dussault, Eudaily, Fabrega, Hanson, Harper, Hemstad, Huennekens, Hurwitz, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Lory, McBride, Metcalf, Meyer, Neuman, Nordtvedt, Oberg, Robbins, Roth, Shelden, Shontz, Sivertsen, Stobie, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley.

Total 46

Noes: Asay, Bengtson, Brand, Briggs, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Fagg, Feda, Gould, Hannah, Harp, Harrington, Hart, Holliday, Iverson, Jacobsen, Kitselman, Kropp, Lund, Manning, Manuel, Marks, Matsko, McLane, Menahan, Moore, Mueller, Nilson, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roush, Ryan, Sales, Schultz, Seifert, Smith, Spilker, Switzer, Thoft, Winslow, Zabrocki.

Total 51

Paired: Kemmis, Aye; Brand, No.

Excused: Keyser, O'Connell.

Total 2

Absent or not voting: Dozier.

Total 1

That HB 404 do not pass by the following vote:

Ayes: Brand, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Fagg, Feda, Hannah, Kitselman, Kropp, Manning, Marks, McLane, Menahan, Moore, O'Hara, Pavlovich, Pistoria, Sales, Seifert, Smith, Spilker, Thoft, Zabrocki.

Total 29

Noes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Donaldson, Dozier, Dussault, Eudaily, Fabrega, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Lund, Manuel, Matsko, McBride, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Stobie, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.

Total 67

Paired: Brand, Daily, Menahan, Spilker, Ayes; Bertelsen, Eudaily, Kemmis, Quilici, Noes.

Excused: Keyser, O'Connell.

Total 2

Absent or not voting: Lory, Switzer.

Total 2

Representative Fagg moved to reconsider the action taken on HB 404. Motion carried. (75-15)

The Committee on Local Government excused at this time.

That HB 404 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Donaldson, Dozier, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Lund, Manning, Manuel, Marks, McBride, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Shelden, Shontz, Sivertsen, Stobie, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.

Total 67

Noes: Brand, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Ellerd, Ernst, Feda, Hannah, Kitselman, Kropp, McLane, Menahan, Moore, O'Hara, Pavlovich, Pistoria, Sales, Schultz, Seifert, Smith, Spilker, Thoft, Zabrocki.

Total 26

Paired: Bertelsen, Eudaily, Kemmis, Quilici, Ayes; Brand, Daily, Menahan, Spilker, Noes.

Excused: Dussault, Keyser, Matsko, O'Connell, Switzer.

Total 5

Absent or not voting: Ellison, Lory.

Total 2

That HB 414 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fagg, Fedá, Gould, Hanson, Harp, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kropp, Lund, Manning, Manuel, Marks, McLane, Menahan, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Teague, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 72

Noes: Daily, Fabrega, Harper, Metcalf, Pavlovich, Thoft.

Total 6

Excused: Andreason, Azzara, Bergene, Bertelsen, Brand, Dussault, Hannah, Holliday, Keyser, Kitselman, Matsko, McBride, Neuman, O'Connell, Switzer, Vinger, Waldron.

Total 17

Absent or not voting: Ellison, Harrington, Lory, Quilici, Shontz.

Total 5

Representative Moore moved that consideration on HB 440 be passed for the day. Motion carried.

Representative Harper in the Chair.

That HB 488 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Brown, Conn, Conroy, Daily, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hanson, Harp, Harper, Harrington, Hart, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kropp, Lund, Manning, Manuel, Marks, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Shelden, Sivertsen, Spilker, Teague, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 62

Noes: Bennett, Brand, Briggs, Burnett, Cozzens, Curtiss, Devlin, Hemstad, McLane, O'Hara, Schultz, Seifert, Smith, Stobie, Thoft.

Total 15

Paired: Kemmis, Aye; Brand, No.

Excused: Andreason, Azzara, Bergene, Bertelsen, Dussault, Gould, Hannah, Holliday, Kessler, Keyser, Kitselman, Matsko, McBride, Neuman, O'Connell, Switzer, Vinger, Waldron.

Total 18

Absent or not voting: Dozier, Ellison, Lory, Quilici, Shontz.

Total 5

That HB 524 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kropp, Manning, Manuel, Marks, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, O'Hara, Pavlovich, Pistoria, Robbins, Roth, Roush, Ryan,



Sales, Schultz, Shelden, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 72

Noes: Jensen, Seifert.

Total 2

Excused: Andreason, Azzara, Bergene, Bertelsen, Brand, Dussault, Gould, Hannah, Holliday, Kessler, Keyser, Kitselman, Matsko, McBride, Neuman, O'Connell, Switzer, Vinger, Waldron.

Total 19

Absent or not voting: Ellison, Lory, Lund, Oberg, Phillips, Quilici, Shontz.

Total 7

That HB 573 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Lund, Manning, Manuel, Marks, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Seifert, Shelden, Sivertsen, Spilker, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 68

Noes: Briggs, Ellerd, Huennekens, Kropp, Schultz.

Total 5

Excused: Andreason, Azzara, Bergene, Bertelsen, Brand, Dussault, Gould, Hannah, Holliday, Kessler, Keyser, Kitselman, McBride, Neuman, O'Connell, Sales, Switzer, Vinger, Waldron.

Total 19

Absent or not voting: Dozier, Ellison, Lory, Quilici, Roth, Shontz, Smith, Stobie.

Total 8

That HB 643 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Bengtson, Bennett, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kropp, Lund, Manning, Manuel, Marks, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Sivertsen, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 74

Noes: None.

Total 0

Excused: Andreason, Azzara, Bergene, Bertelsen, Brand, Dussault, Gould, Hannah, Holliday, Kessler, Keyser, Kitselman, McBride, Neuman, O'Connell, Sales, Switzer, Vinger, Waldron.

Total 19

Absent or not voting: Bardanouve, Ellison, Lory, Quilici, Robbins, Shontz, Smith.



Total 7

Representative Quilici moved that Senate Amendments to HB 47 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Keedy.

Total 1

Excused: Brand, Kessler, Keyser, O'Connell, Vinger, Waldron.

Total 6

Absent or not voting: Bengtson, Hemstad, Lund, Nordtvedt, Pavlovich, Robbins, Smith.

Total 7

Representative Kropp moved that Senate Amendments to HB 255 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Brand, Kessler, Keyser, O'Connell.

Total 4

Absent or not voting: Ellison, Fagg, Hemstad, Menahan, Smith.

Total 5

Representative Fagg moved that consideration on SB 79 be passed for the day. Motion carried.

The Committee on Local Government present at this time.

That the Committee rise and report. (Harper, Chairman). Report adopted. (87-6)

**THIRD READING OF BILLS**

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 33 was passed by the following vote:

Ayes: Abrams, Andreason, Azzara, Bardanouve, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Daily, Donaldson, Dozier, Dussault, Ellison, Fabrega, Fagg, Fedá, Hannah, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Pistoria, Quilici, Roth, Roush, Sales, Shelden, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 68

Noes: Anderson, Asay, Bengtson, Bennett, Briggs, Burnett, Curtiss, Devlin, Ellerd, Ernst, Eudaily, Gould, Hanson, Harp, Kitselman, McLane, Moore, Nordtvedt, Phillips, Robbins, Ryan, Schultz, Seifert, Shontz, Sivertsen, Stobie, Switzer.

Total 27

Excused: Brand, Keyser, O'Connell.

Total 3

Absent or not voting: Kessler, Smith.

Total 2

House Bill No. 60 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, \*Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 93

Noes: Brown, Yardley.

Total 2

Excused: Brand, Keyser, O'Connell.

Total 3

Absent or not voting: Kessler, Smith.

Total 2

\*Representative Bardanouve moved that his vote be changed from no to yes. Motion carried unanimously. See Motions.

House Bill No. 63 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst,

Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Brand, Keyser, O'Connell.

Total 3

Absent or not voting: Bardanouve, Kessler, Smith.

Total 3

House Bill No. 121 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 81

Noes: Bardanouve, Bennett, Bergene, Donaldson, Fabrega, Hanson, Harp, Harper, Kemmis, McBride, Neuman, Nordtvedt, Sales, Yardley.

Total 14

Excused: Brand, Keyser, O'Connell.

Total 3

Absent or not voting: Kessler, Smith.

Total 2

House Bill No. 145 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Gould, Jacobsen, Sales, Stobie.



Total 4

Excused: Brand, Keyser, O'Connell.

Total 3

Absent or not voting: Kessler, Smith.

Total 2

House Bill No. 191 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Conroy, Hannah, Harp, Seifert, Spilker, Stobie, Switzer.

Total 7

Excused: Brand, Keyser, O'Connell.

Total 3

Absent or not voting: Kessler, Smith.

Total 2

House Bill No. 249 failed to pass by the following vote:

Ayes: Bardanouve, Bengtson, Bergene, Brown, Conn, Daily, Dozier, Dussault, Fabrega, Gould, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kropp, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley.

Total 44

Noes: Abrams, Anderson, Andreason, Asay, Bennett, Bertelsen, Briggs, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Hannah, Harp, Hemstad, Hurwitz, Iverson, Jensen, Kitselman, Lory, Lund, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Ryan, Sales, Schultz, Seifert, Sivertsen, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki, Mr. Speaker.

Total 50

Excused: Brand, Keyser, O'Connell.

Total 3

Absent or not voting: Azzara, Kessler, Smith.

Total 3

House Bill No. 304 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault,



Ellerd, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Fagg, Hannah, Oberg, Seifert, Shontz.

Total 5

Excused: Brand, Keyser, O'Connell.

Total 3

Absent or not voting: Ellison, Kessler, Pistoria, Smith, Stobie.

Total 5

House Bill No. 324 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Underdal, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 87

Noes: Bardanouve, Donaldson, Keedy, Neuman, Thoft, Vincent, Vinger, Yardley.

Total 8

Excused: Brand, Keyser, O'Connell.

Total 3

Absent or not voting: Kessler, Smith.

Total 2

House Bill No. 357 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Donaldson, Keedy, Roth.

Total 3

Excused: Brand, Keyser, O'Connell.

Total 3

Absent or not voting: Kessler, Smith.

Total 2

House Bill No. 358 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Donaldson, Keedy, Roth, Vinger.

Total 4

Excused: Brand, Keyser, O'Connell.

Total 3

Absent or not voting: Kessler, Smith.

Total 2

House Bill No. 474 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Kennerly, Nordtvedt, Roth, Roush.

Total 4

Excused: Brand, Keyser, O'Connell.

Total 3

Absent or not voting: Dussault, Kessler, Smith.

Total 3

### MOTIONS

Representative Bardanouve moved that his vote on HB 60 be changed from no to yes. Motion carried unanimously.

Representative Brown moved that the rules be temporarily suspended to allow him to introduce a House joint resolution late. Motion carried unanimously.

Representative Moore moved that consideration on HB 440 be passed until the 38th legislative day. Motion carried.

Representative Fagg moved that consideration on SB 79 be passed until the 46th legislative day. Motion carried.

Representative Jensen moved that consideration on HB 440 be passed until the 37th legislative day, rather than the 38th day as requested by Representative Moore. Motion carried.

### **SPECIAL ORDERS OF THE DAY**

The Speaker introduced Sheri Scott, Kara Menahan, Mike Menahan, Lisa Michels, Pam Wark, Mary Beth Holzer, Mary Fredericks, and Jill Petro, this week's pages, and thanked them for their services.

Representative Fagg moved that the House adjourn until 9:00 a.m., February 14, 1981.

Motion carried.

House adjourned at 8:40 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## THIRTY-SIXTH LEGISLATIVE DAY

Helena, Montana  
February 14, 1981

House Chambers  
Capitol Building

House convened at 9:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Brand, Burnett, Keyser, Roth, excused; Dussault, absent. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Thirty-fifth Legislative Day, find the same to be correct.

SPILKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 2/14/81

Correctly printed - HB 467.

Correctly engrossed - HB 502.

Correctly enrolled - HB 253.

Examined by the sponsor (Kropp) and found to be correct - HB 253.

Signed by the Speaker at 11:47 a.m., 2/14/81 - HB 253.

LOCAL GOVERNMENT (Bertelsen, Chairman): 2/13/81

HB 673, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: None.

Total 0

Excused: Brand, Burnett, Keyser, Roth.

Total 4

Absent or not voting: Bardanoue, Bengtson, Dussault, Keedy, Manning, McBride, O'Hara, Sivertsen, Vinger.

Total 9

BUSINESS AND INDUSTRY (Fabrega, Chairman): 2/13/81

HB 130, introduced bill, be amended as follows:

1. Title, line 5.

Following: "IMPLEMENT"

Insert: "AND HEAVY EQUIPMENT"

2. Page 1, line 15.



Following: "implements"  
Insert: "or heavy equipment"

3. Page 1.

Following: line 18

Insert: "(3) "Heavy equipment" includes logging, mining, construction, and other heavy implement, attachment, repair, and replacement parts for equipment, machinery, and attachments."

Renumber: subsequent subsection

4. Page 1, line 25.

Following: "implements"

Insert: "or heavy equipment"

5. Page 2, lines 6 through 9.

Following: "contract"

Strike: all language through "retailer"

6. Page 2, line 17.

Following: "implements"

Insert: "or heavy equipment"

7. Page 2, line 25.

Following: line 24

Insert: "or heavy equipment"

8. Page 3, lines 1 and 2.

Following: "The"

Strike: "price of farm implements"

Insert: "repayment"

9. Page 3, line 4.

Following: "taking"

Strike: "100%"

Insert: "85%"

Following: "implements"

Insert: "or heavy equipment"

10. Page 3, line 8.

Following: "retailer"

Insert: ", such implements or parts that are no longer carried on such price list or catalogs and were not purchased by the retailer within the 60 months prior to the termination date shall be deemed obsolete and beyond the purview of this act. The repayment required to any retailer for new, unused whole goods regardless of model year shall be 100% of invoice price."

11. Page 3.

Following: line 8

Insert: "Section 5. Repurchase of inventory of deceased retailer. In the event of the death of the retailer or the majority stockholder of a corporation operating as a retailer, the manufacturer or distributor shall, at the option of the heir or heirs, repurchase the inventory as if the manufacturer or distributor had terminated the contract. The heir or heirs shall have one year from the date of the death of the retailer or majority stockholder to exercise their options under [this act]. Nothing in [this act] shall require the repurchase of any inventory if the heir or heirs and manufacturer or distributor enter into a new contract to operate the retail dealership."

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

HB 132, introduced bill, be amended as follows:

1. Title, line 6.

Following: "THAN"

Strike: "\$300,000"

Insert: "\$100,000"

2. Title, lines 6 and 7.

Strike: "REQUIRING REFUND OF CERTAIN INSPECTION FEES;"

3. Title, line 9.

Following: "VARIANCES;"

Insert: "EXCLUDING FACTORY-BUILT BUILDINGS AND RECREATIONAL VEHICLES AND ELEVATORS FROM PROVISIONS OF THIS ACT;"

4. Page 1, line 23.

Following: "exceed"

Strike: "\$300,000"

Insert: "\$100,000, unless the local legislative body or board of county commissioners by ordinance or resolution makes the building code applicable to the structures"

5. Page 4, line 24 through line 3 on page 5.

Strike: section 3 in its entirety

Renumber: subsequent sections

6. Page 6.

Following: line 22

Insert: "Section 5. Exclusion of factory-built buildings and recreational vehicles and elevators. Provisions of [this act] are not applicable to factory-built buildings and recreational vehicles under Title 50, chapter 60, part 4, or to elevators under Title 50, chapter 60, part 7."

Renumber: subsequent section

And, as amended, do pass. Report adopted.

EDUCATION AND CULTURAL RESOURCES (Eudaily, Chairman):

2/13/81

HB 618, do pass. Report adopted.

Committee adopted the following Statement of Intent:

#### STATEMENT OF INTENT HOUSE BILL 618

Section 1. Rulemaking authority having been specifically granted under sections 1 and 2 of House Bill 618 this statement of intent is required by law.

Section 2. The allocation method established in House Bill 618 is to be administered by the office of the superintendent of public instruction for secondary vocational and industrial arts programs according to rules promulgated by that office. The rules are to provide for the form of the application and any budgeting and accounting requirements that are needed to satisfactorily provide for fiscal responsibility regarding the funds. Further rules are necessary to define and approve course areas and programs to receive the funding. The rules shall contain a table of five classes of courses ranked by the relative cost of providing the course. An example of such a table would be:

Category	Weight
I	.50
II	.40
III	.30
IV	.20
V	.10

The superintendent of public instruction is to place each course or program into one of these classes. The weights are to be adjusted as necessary to provide equitable allocation of funds and to insure that appropriated funds are not exceeded.

HIGHWAYS AND TRANSPORTATION (Kropp, Chairman): 2/12/81  
HB 299, introduced bill, be amended as follows:

1. Page 2.

Following: line 11

Strike: lines 12 through 19 in their entirety

Insert: "(2) A special permit issued under subsection (1) for the transportation of agricultural products by farm vehicles from a harvesting combine or other harvesting machinery to the point of first unloading shall be for the full term of the harvest season of the agricultural product transported."

2. Page 2, line 20.

Following: "{2}"

Strike: "(4)"

Insert: "(3)"

3. Page 3, lines 22 through 25.

Following: line 21

Strike: lines 22 through 25 in their entirety

Insert: "(3) An operator of a vehicle or combination of vehicles subject to the provisions of 61-10-107(2) may move over a highway, except any highway which is part of the federal aid interstate system, within a 50 mile radius of the harvested field to the point of first unloading, without incurring the excess weight penalties set forth in 61-10-145 if the total gross weight of the vehicle or combination of vehicles does not exceed allowable weight limitations by more than 20 percent per axle. The vehicle or combination of vehicles may not exceed 40 miles per hour. No single trip permit as required in subsection (2) shall be applicable to such vehicle or combination of vehicles. When such vehicles or combination of vehicles violates any of the provisions of this subsection, the fine or penalty imposed shall apply to that portion of the load above the legal limit."

And, as amended, do pass. Report adopted.

HB 681, do pass. Report adopted.

HJR 19, introduced bill, be amended as follows:

1. Title, line 7.

Following: "DEPARTMENT OF"

Strike: "HIGHWAYS"

Insert: "ADMINISTRATION"

2. Page 3, line 13.

Following: "Department of"  
Strike: "Highways"  
Insert: "Administration"

3. Page 3, line 17.

Following: "Department of"  
Strike: "Highways"  
Insert: "Natural Resources and Conservation"

4. Page 4, line 6.

Following: "departments"  
Insert: ", counties,"

And, as amended, do pass. Report adopted.

HJR 27, do pass. Report adopted.

JUDICIARY (Seifert, Vice-Chairman):

2/13/81

HB 336, do pass. Report adopted.

HB 656, introduced bill, be amended as follows:

1. Page 2, line 1.

Following: "section"  
Strike: "9"  
Insert: "11"

2. Page 2, line 19.

Following: "section"  
Strike: "9"  
Insert: "11"

And, as amended, do pass. Report adopted.

LOCAL GOVERNMENT (Bertelsen, Chairman):

2/13/81

HB 394, introduced bill, be amended as follows:

1. Page 1, lines 19 and 20.

Following: "(2)"  
Strike: "If an initiative has not been approved under subsection (1),  
the"  
Insert: "The"

2. Page 1, lines 21 through 23.

Following: "7-5-108"  
Strike: "to regulate, restrain, or prohibit the public display or consumption of beer and liquor"  
Insert: "making it an offense for any person to consume alcoholic beverages in a public place or possess alcoholic beverages in an open container in a public place"

3. Page 1, line 25 through line 3 on page 2.

Following: "7-5-109."  
Strike: remainder of subsection (2) in its entirety  
Insert: "This ordinance may apply to all or a part of a county not within a municipality."

And, as amended, do pass. Report adopted.

HB 447, introduced bill, be amended as follows:

1. Page 1, line 13.

Following: "one"  
Insert: "or a combination"



2. Page 2, line 1.  
Following: "as the"  
Strike: "criteria"  
Insert: "criterion"

And, as amended, do pass. Report adopted.

HB 498, introduced bill, be amended as follows:

1. Page 1, line 16.  
Following: "or for"  
Strike: "construction"  
Insert: "repair or maintenance"
2. Page 1, line 17.  
Following: "\$10,000"  
Insert: ", or for construction for which must be paid a sum exceeding \$4,000,"
3. Page 2, line 16.  
Following: "\$4,000"  
Strike: "\$10,000"  
Insert: "the amount set forth in 75-5-4302(1)"

And, as amended, do pass. Report adopted.

HB 527, introduced bill, be amended as follows:

1. Page 1, line 19.  
Following: "for"  
Strike: "2 weeks"  
Insert: "30 days"
2. Page 1, line 20.  
Following: "municipality"  
Insert: "and upon written notice by first-class mail to each property owner whose property is located within 300 feet from the park boundaries. If 51% of these property owners submit written protest to the governing body of the proposed sale of park land within 30 days of the mailing of the notice, the governing body may not sell the land"
3. Page 2, lines 5 and 6.  
Following: "developing"  
Strike: "and maintaining"

And, as amended, do pass. Report adopted.

HB 594, introduced bill, be amended as follows:

1. Page 1, line 17.  
Following: "agencies."  
Strike: "The"  
Insert: "Except as provided in 76-2-314 and for rights-of-way and easements, the"

And, as amended, do pass. Report adopted.

#### Consent Calendar

Bill unanimously passed and unanimously placed on consent calendar:

HB 661, do pass. Report adopted.

STATE ADMINISTRATION (Fedra, Chairman):

2/13/81

HB 290, second reading copy, be amended as follows:

1. Title, line 5.

Following: "\$175 TO"

Strike: "\$400"

Insert: "\$300"

2. Title, line 6.

Following: "SPOUSES"

Insert: "AND TO MAKE UNIFORM THE PAYMENTS TO SUR-  
VIVING SPOUSES"

3. Page 1, line 20.

Following: line 19

Strike: "\$400"

Insert: "\$300"

4. Page 2, line 10.

Following: "\$175"

Strike: "\$400"

Insert: "\$300"

5. Page 2, line 19.

Following: "\$175"

Strike: "\$400"

Insert: "\$300"

6. Page 2, line 23.

Following: "\$175"

Strike: "\$400"

Insert: "\$300"

7. Page 3, line 2.

Following: line 1

Strike: "\$400"

Insert: "\$300"

8. Page 3, line 7.

Following: line 6

Strike: "(1) Upon the death"

Insert: "The surviving spouse"

9. Page 3, lines 8 and 9.

Following: "39-73-108,"

Strike: "the" through "spouse" on line 9

10. Page 3, line 12.

Following: "39-73-107"

Insert: "if the surviving spouse's taxable income is not more than  
\$6,800 a year"

11. Page 3, lines 13 through 16.

Following: line 12

Strike: "(2)" through "receiving" on line 16

Following: "of"

Strike: "ONE-HALF" through "payments"

12. Page 3, lines 19 through 21.

Following: "year" on line 19

Strike: " PROVIDED," through "YEAR."

And, as amended, do pass. Report adopted.

HB 636, do pass. Report adopted.

HB 657, do pass. Report adopted.

HJR 23, introduced bill, be amended as follows:

1. Page 2, line 8.

Following: "members"

Insert: ", one of whom must be a laboratory administrator,"

2. Page 2, line 11.

Following: "Governor"

Strike: "."

Insert: "; and (d) one private consultant with broad laboratory experience to be selected by the Governor."

3. Page 2, line 12.

Following: "That"

Strike: "nonlegislative"

Following: "committee"

Insert: "appointed under subsections (2)(c) and (2)(d)"

4. Page 2, line 19.

Following: "facilities"

Insert: ", "

5. Page 2, line 20.

Following: line 19

Strike: "and"

Following: "capabilities"

Insert: ", and needs"

And, as amended, do pass. Report adopted.

### MOTIONS

Representative Kitselman moved that HB 180 be taken from Second Reading and rereferred to the Committee on Appropriations. Motion carried.

Representative Anderson moved that consideration on HB 375 be passed until the 38th legislative day. Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 765, introduced by Donaldson, Kropp, Shontz, Harper. Referred to Committee on Local Government.

HB 766, introduced by Ellison, (By Request of the House Committee on Fish and Game). Referred to Committee on Fish and Game.

HB 767, introduced by Donaldson. Referred to Committee on Appropriations.

HB 768, introduced by Waldron. Referred to Committee on Taxation.

HB 769, introduced by Hurwitz. Referred to Committee on Local Government.

HB 770, introduced by Lory, Eudaily. Referred to Committee on Local Government.

HB 771, introduced by Shontz, Oberg, Williams, Nordtvedt, Feda, Hurwitz. Referred to Committee on Local Government.

HB 772, introduced by Keedy, Donaldson, R. Anderson, Vincent, Bardanoue. Referred to Committee on Rules.

HB 773, introduced by Keedy, Kemmis. Referred to Committee on Judiciary.

HB 774, introduced by Winslow, Hannah, D. O'Hara, Cozzens, Fagg, Spilker, Matsko, Roth, Hurwitz, Kitselman, J. Ryan. Referred to Committee on State Administration.

HJR 34, introduced by Vincent, Neuman, Menahan, Eudaily, R. Anderson, Bengtson, Kemmis, Fagg. Referred to Committee on Education and Cultural Resources.

HJR 35, introduced by Dozier. Referred to Committee on Human Services.

HJR 36, introduced by Ellerd, Sales, Thoft, Meyer, Fabrega, Kropp, Curtiss, Vincent, Devlin, Moore, Hurwitz, Mueller, Vinger, McLane, Asay, O'Connell, Pistoria, Oberg, Roth, Williams, Bengtson, Nordtvedt, Yardley, Sivertsen, Briggs, Schultz, Phillips, R. Anderson, Matsko, Hemstad, Wallin, Bertelsen, Iverson, D. Brown, Bennett, Ernst, Conn, McBride, Kessler, Feda, Pavlovich, Fagg, Switzer, Shelden, Boylan, P. Ryan, Halligan, Spilker, Kanduch, Galt, Manley. Referred to Committee on Human Services.

The following Senate bills were introduced, read first time and referred to committees:

SB 14, introduced by Towe, (By Request of the Committee on Corrections Policy and Facility Needs). Referred to Committee on Judiciary.

SB 98, introduced by Himsl, Regan, Blaylock, B. Brown, Kolstad, Jacobson. Referred to Committee on Education and Cultural Resources.

SB 120, introduced by Ochsner, Hager, Lee. Referred to Committee on Judiciary.

SB 199, introduced by Etchart, Hammond. Referred to Committee on Natural Resources.

SB 222, introduced by Kolstad, M. Anderson, Keyser, Seifert, J. O'Hara, Vinger, Manuel, Jacobsen. Referred to Committee on Judiciary.

SB 232, introduced by Stimatz, (By Request of the Public Employees' Retirement Board). Referred to Committee on State Administration.

SB 239, introduced by Hazelbaker. Referred to Committee on Business and Industry.

SB 241, introduced by Hazelbaker, (By Request of the Department of Insurance). Referred to Committee on Business and Industry.

SB 244, introduced by Graham, (By Request of the Department of State Lands). Referred to Committee on Natural Resources.

SB 256, introduced by Hammond, Etchart. Referred to Committee on Local Government.

SB 261, introduced by Thomas, Hazelbaker. Referred to Committee on Business and Industry.

SB 275, introduced by Ryan. Referred to Committee on Business and Industry.

SB 307, introduced by Himsl, S. Brown, (By Request of the Legislative Audit Committee). Referred to Committee on Human Services.

SB 330, introduced by Himsl, Regan, Towe, Hazelbaker, S. Brown, Jacobson, (By Request of the Department of Administration). Referred to Committee on State Administration.

SB 350, introduced by Stimatz, (By Request of the Public Employees' Retirement Board). Referred to Committee on State Administration.

## **SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.



Representative Moore in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Huennekens moved that consideration on HB 291 be passed for the day. Motion carried.

That HB 5 do pass by the following vote:

Ayes: Abrams, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: O'Connell, Pistoria, Ryan, Smith.

Total 4

Excused: Brand, Burnett, Keyser, Roth.

Total 4

Absent or not voting: Anderson, Azzara, Dussault, Hurwitz, Underdal.

Total 5

Representative Brown moved that HB 424, second reading copy, be amended as follows:

1. Page 1, line 17.

Strike: "\$1,000"

Insert: "\$10"

2. Page 1, line 21.

Strike: "\$1,000"

Insert: "\$10"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Moore, Nordtvedt, Sales, Smith.

Total 4

Excused: Brand, Burnett, Keyser, Roth.

Total 4

Absent or not voting: Azzara, Curtiss, Dussault, Kropp, Lund, Pavlovich, Seifert, Stobie.

Total 8

Representative Brown moved that HB 424 be placed below HB 92. Motion carried.

Representative Ellerd moved that HB 450 be moved up with HJR 17 so that they may be considered together. Motion carried.

Representative Dussault present at this time.

That HJR 17 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Brand, Burnett, Keyser, Roth.

Total 4

Absent or not voting: Azzara, Bardanouve, Brown, Curtiss, Harrington, Kemmis, Kessler, Lund, Nordtvedt, Sivertsen.

Total 10

That HB 450 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Brand, Burnett, Keyser, Roth.

Total 4

Absent or not voting: Azzara, Bardanouve, Curtiss, Harrington, Lund, Nordtvedt, Sivertsen, Vinger.

Total 8

That HB 92 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 85

Noes: Brand, Dozier, Menahan, Nilson, Yardley.

Total 5

Paired: Kemmis, Aye; Brand, No.

Excused: Burnett, Keyser, Roth.

Total 3

Absent or not voting: Azzara, Bardanouve, Curtiss, Jensen, Lund, Sivertsen, Smith.

Total 7

Representative Quilici moved that HB 424 be placed below HB 161.  
Motion carried.

Representative Eudaily moved that HB 137 be placed below HB 152.  
Motion carried.

Representative Roth present at this time.

That HB 138 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Brand, Burnett, Keyser.

Total 3

Absent or not voting: Azzara, Bardanouve, Conroy, Kennerly, Nordtvedt, O'Hara, Shelden, Smith, Teague, Waldron, Yardley.

Total 11

That HB 152 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily,



Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Huennekens, Kessler, O'Hara, Stobie, Thoft, Vinger.

Total 6

Excused: Brand, Burnett, Keyser.

Total 3

Absent or not voting: Azzara, Bergene, Kemmis, Marks, Menahan, Oberg, Shelden, Smith.

Total 8

Representative Eudaily moved that HB 137, second reading copy, be amended as follows:

1. Title, line 7.

Strike: "SECTIONS 20-1-304 AND"

Insert: "SECTION"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Hemstad, Pistoria.

Total 2

Excused: Brand, Burnett, Keyser.

Total 3

Absent or not voting: Azzara, Bergene, Iverson, Lund, Marks, Menahan, Meyer, Quilici, Shelden.

Total 9

Representatives Donaldson and Nilson excused at this time.

Representative Eudaily moved that HB 137, as amended, do pass. Representative Nordtvedt made a substitute motion that HB 137, as amended, do not pass. Motion carried by the following vote:

Ayes: Andreason, Asay, Bengtson, Bennett, Brand, Briggs, Conroy, Cozzens, Curtiss, Devlin, Dozier, Ellerd, Ellison, Ernst, Fabrega, Feda, Hannah, Harper, Harrington, \*Hemstad, Hurwitz, Iverson, Jacobsen, Jensen, Kessler, Kropp, Manning, Manuel, Matsko, McBride, Metcalf, Moore,



Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Wallin, Winslow.

Total 52

Noes: Abrams, Anderson, Bardanouve, Bergene, Bertelsen, Brown, Conn, Daily, Dussault, Eudaily, Fagg, Gould, Hanson, Harp, Hart, Holliday, Huennekens, Kanduch, Kemmis, Kennerly, Kitselman, Lory, Lund, Marks, McLane, Menahan, Meyer, Mueller, Neuman, Nilson, Oberg, Pavlovich, Quilici, Robbins, Roush, Shelden, Shontz, Vincent, Vinger, Waldron, Yardley, Zabrocki.

Total 42

Paired: Brand, Nordtvedt, Ayes; Kemmis, Nilson, Noes.

Excused: Burnett, Donaldson, Keyser.

Total 3

Absent or not voting: Azzara, Keedy, Williams.

Total 3

\*Representative Hemstad moved that her vote be changed from no to yes. Motion carried unanimously. See Motions.

That HB 161 do pass by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Dozier, Ellison.

Total 2

Excused: Brand, Burnett, Donaldson, Keyser, Nilson.

Total 5

Absent or not voting: Anderson, Harrington, Kropp, Manuel, Marks, Stobie.

Total 6

Representative Quilici moved that HB 424, second reading copy, be further amended as follows:

1. Title, line 7.

Following: "MCA"

Insert: "AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 2.

Following: line 5

Insert: "Section 2. Effective date. This act is effective on passage and approval."

Amendment passed by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Brand, Burnett, Donaldson, Keyser, Nilson.

Total 5

Absent or not voting: Anderson, Cozzens, Dussault, Fagg, Kropp, Marks, Pavlovich, Stobie, Waldron.

Total 9

And HB 424, as amended, do pass by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 84

Noes: Harp, Nordtvedt, Roth, Sales, Smith.

Total 5

Excused: Brand, Burnett, Donaldson, Keyser, Nilson.

Total 5

Absent or not voting: Anderson, Devlin, Ellison, Marks, Stobie, Winslow.

Total 6

Representative Donaldson present at this time.

Representative Keedy moved that HB 208, second reading copy, be amended as follows:

1. Page 1, line 18.

Following: "DECEPTION"

Strike: "OF"

Insert: "or"

Amendment passed by the following vote:

Ayes: Abrams, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad,

Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Vinger.

Total 1

Excused: Brand, Burnett, Keyser, Nilson.

Total 4

Absent or not voting: Anderson, Andreason, Bardanouve, Jensen, Kitselman, Marks, Metcalf, Ryan, Stobie, Thoft, Underdal.

Total 11

Representative Kemmis moved that HB 208, second reading copy, be further amended as follows:

1. Page 1, line 16.

Following: "anyone"

Insert: "not a willing participant in or recipient of the contact made upon him"

2. Page 1, lines 17 and 18.

Following: "him"

Strike: "COMPELLED TO SUBMIT BY FORCE, COERCION, OR INTIMIDATION OR BY DECEPTION OF THREAT AS DEFINED IN 45-2-101"

Amendment passed by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 83

Noes: Daily, Eudaily, Hannah, Huennekens, Lund, Yardley.

Total 6

Excused: Brand, Burnett, Keyser, Nilson.

Total 4

Absent or not voting: Anderson, Bengtson, Iverson, Manning, Stobie, Thoft, Winslow.

Total 7

Representative Vincent in the Chair.

And HB 208, as amended, do pass by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier,



Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 79

Noes: Bennett, Daily, Harp, Jacobsen, Lund, Marks, Pavlovich, Smith, Teague, Yardley.

Total 10

Excused: Brand, Burnett, Keyser, Nilson.

Total 4

Absent or not voting: Anderson, Bengtson, Iverson, Moore, Stobie, Underdal, Winslow.

Total 7

That HB 222 do pass by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Eudaily, Fabrega, Fagg, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Schultz, Shelden, Shontz, Switzer, Teague, Thoft, Vincent, Yardley, Zabrocki.

Total 65

Noes: Anderson, Andreason, Bengtson, Briggs, Conroy, Curtiss, Ellerd, Feda, Gould, Hannah, Harp, Hemstad, Kropp, Matsko, Meyer, Pistoria, Ryan, Sales, Seifert, Sivertsen, Spilker, Stobie, Underdal, Vinger, Waldron, Wallin, Williams, Winslow.

Total 28

Excused: Brand, Burnett, Keyser, Nilson.

Total 4

Absent or not voting: Ernst, Iverson, Smith.

Total 3

Representative Moore in the Chair.

That HB 283 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89



Noes: None.

Total 0

Excused: Brand, Burnett, Keyser, Nilson.

Total 4

Absent or not voting: Abrams, Bennett, Dussault, Kennerly, Nordtvedt, Pavlovich, Smith.

Total 7

Representative Seifert excused at this time.

That HB 413 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Brand, Burnett, Keyser, Nilson, Seifert.

Total 5

Absent or not voting: Bennett, Curtiss, Daily, Devlin, Dozier, Smith.

Total 6

That HB 452 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 82

Noes: Iverson, O'Hara, Sivertsen.

Total 3

Excused: Brand, Burnett, Keyser, Nilson, Seifert.

Total 5

Absent or not voting: Bengtson, Bennett, Cozzens, Curtiss, Devlin, Menahan, Neuman, Roth, Smith, Williams.

Total 10

That HB 507 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 81

Noes: Harp, Keedy.

Total 2

Excused: Brand, Burnett, Keyser, Nilson, Seifert.

Total 5

Absent or not voting: Bardanouve, Brown, Cozzens, Dozier, Hemstad, Hurwitz, Menahan, Pavlovich, Quilici, Roth, Shontz, Yardley.

Total 12

That HB 525 do pass by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: Andreason, Donaldson, Fabrega, Hannah, Nordtvedt, O'Hara, Robbins, Schultz, Thoft.

Total 9

Excused: Brand, Burnett, Keyser, Nilson, Seifert.

Total 5

Absent or not voting: Anderson, Hurwitz, Manning, Menahan.

Total 4

That HB 531 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Fabrega, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lund, Manning, Manuel, Marks, Matsko, Menahan, Metcalf, Meyer, Moore, Mueller, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shontz, Sivertsen, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 77

Noes: Bergene, Brown, Conn, Daily, Eudaily, Fagg, Feda, Lory, McBride, McLane, Pavlovich, Smith, Teague, Yardley.

Total 14

Excused: Brand, Burnett, Keyser, Nilson, Seifert.

Total 5

Absent or not voting: Hurwitz, Neuman, Shelden, Stobie.

Total 4

Representative Vinger excused at this time.

The Long Range Building Committee excused at this time.

That HB 534 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Bardanouve, Bengtson, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Curtiss.

Total 1

Excused: Brand, Burnett, Donaldson, Hurwitz, Keyser, Nilson, Seifert, Vinger.

Total 8

Absent or not voting: Asay, Azzara, Bennett, Bergene, Kropp, Marks, Menahan.

Total 7

That HB 575 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Curtiss, Jacobsen.

Total 2

Excused: Brand, Burnett, Donaldson, Hurwitz, Keyser, Manuel, Nilson, Seifert, Vinger.

Total 9

Absent or not voting: Azzara, Kropp, Marks, Menahan, Oberg, Stobie.

Total 6

That HB 587 do pass by the following vote:



Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Ellerd, Nordtvedt.

Total 2

Excused: Bardanouve, Brand, Burnett, Donaldson, Hurwitz, Keyser, Manuel, Nilson, Seifert, Vinger.

Total 10

Absent or not voting: Dozier, Harrington, Jensen, Smith.

Total 4

That HB 593 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Ellerd.

Total 1

Excused: Bardanouve, Brand, Burnett, Donaldson, Hurwitz, Keyser, Manuel, Nilson, Seifert, Vinger.

Total 10

Absent or not voting: Hemstad, Nordtvedt, Roth.

Total 3

That HB 598 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 80



Noes: Bergene, Feda.

Total 2

Excused: Bardanouve, Brand, Burnett, Donaldson, Hurwitz, Keyser, Manuel, Nilson, Seifert, Vinger.

Total 10

Absent or not voting: Azzara, Briggs, Devlin, Dozier, Menahan, Oberg, Pistoria, Yardley.

Total 8

That HB 621 do pass by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bengtson, Bennett, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 82

Noes: McLane.

Total 1

Excused: Bardanouve, Brand, Burnett, Donaldson, Hurwitz, Keyser, Manuel, Nilson, Seifert, Vinger.

Total 10

Absent or not voting: Anderson, Bergene, Briggs, Dozier, Menahan, Oberg, Yardley.

Total 7

That HB 630 do pass by the following vote:

Ayes: Abrams, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 81

Noes: Hannah, Nordtvedt.

Total 2

Excused: Bardanouve, Brand, Burnett, Donaldson, Hurwitz, Keyser, Manuel, Nilson, Seifert, Vinger.

Total 10

Absent or not voting: Anderson, Azzara, Briggs, Kennerly, Menahan, Oberg, Yardley.

Total 7

That HB 632 do pass by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Williams, Winslow, Zabrocki.

Total 80

Noes: Curtiss, Nordtvedt, Wallin.

Total 3

Excused: Bardanouve, Brand, Burnett, Donaldson, Hurwitz, Keyser, Manuel, Nilson, Seifert, Vinger.

Total 10

Absent or not voting: Anderson, Briggs, Menahan, Oberg, Shontz, Stobie, Yardley.

Total 7

That HB 680 do pass. Representative Sales made a substitute motion that HB 680 do not pass. Chairman Moore ruled that the "do not pass" motion carried by the following vote:

Ayes: Abrams, Azzara, Bergene, Bertelsen, Brand, Conn, Conroy, Cozzens, Daily, Devlin, Dozier, Dussault, Ernst, Eudaily, Fabrega, Gould, Hanson, Harper, Hart, Huennekens, Jacobsen, Jensen, Kemmis, Kessler, Kropp, Lory, Manning, Marks, Matsko, Menahan, Metcalf, Meyer, Mueller, Neuman, Oberg, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Shelden, Sivertsen, Thoft, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 49

Noes: Anderson, Andreason, Asay, Bengtson, Bennett, Brown, Curtiss, Ellerd, Ellison, Fagg, Feda, Hannah, Harrington, Hemstad, Holliday, Iverson, Kanduch, Keedy, Kennerly, Kitselman, McBride, McLane, Moore, Nordtvedt, O'Connell, O'Hara, Phillips, Schultz, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Waldron, Winslow.

Total 37

Paired: Brand, Aye; Keedy, Smith, Noes.

Excused: Bardanouve, Burnett, Donaldson, Hurwitz, Keyser, Manuel, Nilson, Seifert, Vinger.

Total 9

Absent or not voting: Briggs, Harp, Lund, Pavlovich, Roth.

Total 5

Representative Keedy rose to a point of order. Because HB 680 is a constitutional amendment and because fewer than one-third plus one of the 150 legislators voted that the bill "do not pass", the mathematical possibility of it receiving a two-thirds majority vote from the legislature existed. The Chair then ruled that the bill progress to Third Reading. Representative Dussault challenged the ruling of the Chair. Representative Fagg moved for a 15-minute recess for a meeting of the Rules Committee. Motion carried.

House at ease.

House resumed.

Representative Fagg reported the Rules Committee decision:

HB 680 has failed to pass Second Reading; the original rule of the Chair. Representative Keedy appealed the ruling of the Chair. The House voted to uphold the rule of the Chair. (59-21)

Representative Keedy moved that consideration on HB 687 be passed for the day. Motion carried.

Representative Briggs excused at this time.

That the Committee rise and report. (Moore, Chairman). Representative Moore moved the adoption of the Committee of the Whole Report. Representative Eudaily made a substitute motion to segregate HB 137 from the committee report and that, as amended, report be adopted. Motion carried. (56-29)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 411 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Sheldon, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Sales, Stobie.

Total 2

Excused: Bardanouve, Brand, Briggs, Burnett, Donaldson, Hurwitz, Keyser, Manuel, Nilson, Seifert, Vinger.

Total 11

Absent or not voting: Roth.

Total 1

House Bill No. 449 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Sheldon, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Bennett, Conroy, Eudaily, Nordtvedt, Sales, Smith.



Total 6

Excused: Bardanouve, Brand, Briggs, Burnett, Donaldson, Hurwitz, Keyser, Manuel, Nilson, Seifert, Vinger.

Total 11

Absent or not voting: Roth, Williams.

Total 2

House Bill No. 457 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Asay, Devlin, Hannah, Harp, Jacobsen, Sales, Smith, Stobie.

Total 8

Excused: Bardanouve, Brand, Briggs, Burnett, Donaldson, Hurwitz, Keyser, Manuel, Nilson, Seifert, Vinger.

Total 11

Absent or not voting: Roth.

Total 1

House Bill No. 466 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: None.

Total 0

Excused: Bardanouve, Brand, Briggs, Burnett, Donaldson, Hurwitz, Keyser, Manuel, Nilson, Seifert, Vinger.

Total 11

Absent or not voting: Roth.

Total 1

House Bill No. 468 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Dozier,



Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Hannah, Moore, Sales, Winslow.

Total 4

Excused: Bardanouve, Brand, Briggs, Burnett, Donaldson, Hurwitz, Keyser, Manuel, Nilson, Seifert, Vinger.

Total 11

Absent or not voting: Devlin, Roth.

Total 2

House Bill No. 508 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Smith, Thoft.

Total 2

Excused: Bardanouve, Brand, Briggs, Burnett, Donaldson, Hurwitz, Keyser, Manuel, Nilson, Seifert, Vinger.

Total 11

Absent or not voting: Roth, Williams.

Total 2

House Bill No. 509 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: None.

Total 0

Excused: Bardanouve, Brand, Briggs, Burnett, Donaldson, Hurwitz, Keyser, Manuel, Nilson, Seifert, Vinger.

Total 11

Absent or not voting: Neuman, Nordtvedt, Roth.

Total 3

House Bill No. 520 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: None.

Total 0

Excused: Bardanouve, Brand, Briggs, Burnett, Donaldson, Hurwitz, Keyser, Manuel, Nilson, Seifert, Vinger.

Total 11

Absent or not voting: Roth.

Total 1

House Bill No. 581 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Bennett.

Total 1

Excused: Bardanouve, Brand, Briggs, Burnett, Donaldson, Hurwitz, Keyser, Manuel, Nilson, Seifert, Vinger.

Total 11

Absent or not voting: Roth.

Total 1

Senate Amendments to House Bill No. 47 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Keedy.

Total 1

Excused: Bardanouve, Brand, Briggs, Burnett, Donaldson, Hurwitz, Keyser, Manuel, Nilson, Seifert, Vinger.

Total 11

Absent or not voting: Asay, Devlin, Roth, Shelden, Switzer.

Total 5

Senate Amendments to House Bill No. 255 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: None.

Total 0

Excused: Bardanouve, Brand, Briggs, Burnett, Donaldson, Hurwitz, Keyser, Manuel, Nilson, Seifert, Vinger.

Total 11

Absent or not voting: Roth.

Total 1

#### CONSENT CALENDAR

House Bill No. 613 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips,

Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 87

Noes: None.

Total 0

Excused: Bardanouve, Brand, Briggs, Burnett, Donaldson, Hurwitz, Keyser, Manuel, Nilson, Seifert, Vinger.  
Total 11

Absent or not voting: Roth, Stobie.

Total 2

### MOTIONS

Representative Neuman moved that his vote on the 34th legislative day on HB 544, Adverse Committee Report, be changed from no to yes. Motion carried unanimously.

Representative Daily moved that the rules be temporarily suspended to allow him to introduce a bill late. Motion carried unanimously.

Representative Hemstad moved that her vote on HB 137 on the "do not pass" motion, Second Reading, be changed from no to yes. Motion carried unanimously.

### UNFINISHED BUSINESS

Representative Spilker gave a progress report on the work done by the House of Representatives, compared with the last session, as of the 35th legislative day.

	<u>This Session</u>	<u>Last Session</u>
Bills introduced	764	850
Bills transmitted to the Senate	200	160
Bills past hearing stage	231	119
Bills killed	125	61

Representative Fagg moved that the House adjourn until 3:00 p.m., February 16, 1981.

Motion carried.

House adjourned at 2:45 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk





## THIRTY-SEVENTH LEGISLATIVE DAY

Helena, Montana  
February 16, 1981

House Chambers  
Capitol Building

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Kanduch, the Committee on Natural Resources, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Thirty-sixth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### COMMUNICATIONS AND PETITIONS

Representative Keyser expressed his heartfelt thanks to the members for their kindnesses and remembrances this past week due to the loss of his wife.

### REPORTS OF STANDING COMMITTEES

**BILLS (Spilker, Chairman):** 2/16/81  
Correctly printed - HB 130, HB 132, HB 290, HB 299, HB 336, HB 394, HB 407, HB 447, HB 448, HB 527, HB 539, HB 562, HB 594, HB 618, HB 622, HB 636, HB 656, HB 657, HB 675, HB 681, HJR 19, HJR 23.  
Correctly engrossed - HB 5, HB 92, HB 138, HB 152, HB 161, HB 208, HB 222, HB 295, HB 329, HB 424, HB 452, HB 488, HB 575, HB 587, HB 598.  
Considered correctly engrossed - HB 283, HB 389, HB 404, HB 413, HB 414, HB 450, HB 507, HB 524, HB 525, HB 531, HB 534, HB 573, HB 593, HB 621, HB 630, HB 632, HB 643, HB 661, HJR 17, HJR 21.  
Correctly enrolled - HB 182, HB 232.  
Examined by the sponsor (Devlin) and found to be correct - HB 182.  
Examined by the sponsor (Smith) and found to be correct - HB 232.  
Signed by the Speaker at 2:55 p.m., 2/16/81 - HB 182.  
Signed by the Speaker at 4:30 p.m., 2/16/81 - HB 232.  
Delivered to the Governor for his approval at 11:05 a.m., 2/16/81 - HB 253.  
Delivered to the Governor for his approval at 3:45 p.m., 2/16/81 - HB 182.

**JUDICIARY (Keyser, Chairman):** 2/16/81  
HB 535, do pass. Report adopted.  
HB 536, do pass. Report adopted.  
HB 537, do pass. Report adopted.  
HB 545, introduced bill, be amended as follows:

1. Title, line 5.  
Following: "MCA,"  
Strike: "GUARANTEEING"  
Insert: "TO ALLOW"  
Following: "OF A"  
Strike: "POLICEMAN'S"  
Insert: "POLICE FORCE"

2. Title, line 6.

Following: line 5

Strike: "FAMILY THE RIGHT"

3. Page 1, lines 10 and 11.

Following: "policemen"

Strike: "— rights of family members"

4. Page 1, line 14 through line 3 on page 2.

Strike: subsections (2) through (4) in their entirety

And, as amended, do pass. Report adopted.

HB 626, do pass. Report adopted.

2/14/81

HB 658, do pass. Report adopted.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Spilker,  
Chairman):

2/12/81

Respectfully recommend that the attaches approved by the Committee on Legislative Administration be approved by this body:

Gloria J. Malstrom.....Steno Pool, Grade 5

Joan Maltby.....Steno Pool, Grade 5

LOCAL GOVERNMENT (Bertelsen, Chairman):

2/14/81

HB 179, introduced bill, be amended as follows:

1. Page 1, line 13.

Following: "\$25"

Strike: "\$40"

Insert: "\$30"

2. Page 3, line 8.

Following: "\$10"

Strike: "\$20"

Insert: "\$15"

And, as amended, do pass. Report adopted.

HB 425, introduced bill, be amended as follows:

1. Title, line 5.

Following: "GRANT A"

Insert: "NONEXCLUSIVE"

2. Title, line 6.

Following: "ELECTORS;"

Strike: "REPEALING SECTIONS"

Insert: "AMENDING SECTION"

3. Title, line 7.

Following: "7-5-4321"

Strike: "AND 7-5-4322"

4. Page 1, lines 11 and 12.

Following: "Section 1."

Strike: remainder of section 1 in its entirety

Insert: "Section 7-5-4321, MCA, is amended to read:

"7-5-4321. Grant of exclusive franchise — election required. (1) The council may not grant a an exclusive franchise or special privilege to any person except in the manner specified in subsection (2). The powers of the council are only those expressly prescribed by law and those necessarily incident thereto.

(2) No exclusive franchise for any purpose may be granted by any city or town or by the mayor or city council thereof to any person, association, or corporation without first submitting the application therefor to the electors of the city.””

And, as amended, do pass. Report adopted.

HB 473, introduced bill, be amended as follows:

1. Title, line 5.

Following: “PERIOD OF”

Strike: “3”

Insert: “5”

2. Page 1, line 25.

Following: “25”

Strike: “3”

Insert: “5”

And, as amended, do pass. Report adopted.

HB 624, introduced bill, be amended as follows:

1. Page 2, line 7.

Following: line 6

Strike: “or notice of appropriation of water,”

And, as amended, do pass. Report adopted.

HB 704, do pass. Report adopted.

HJR 28, do pass. Report adopted.

RULES (Fagg, Chairman):

2/16/81

SJR 1, be amended to reinsert language which was inadvertently omitted during reprinting of the Rules of the 47th Montana Legislature as follows:

1. Page 46, Section H, subsection 6-34, Joint Rules.

Insert: “Interim study resolutions and joint resolutions concerning administrative rules may be transmitted at any time during a session.”

And, as amended, be concurred in. Report adopted.

STATE ADMINISTRATION (Fedra, Chairman):

2/12/81

HB 26, introduced bill, be amended as follows:

1. Title, lines 5 and 6.

Following: “AGENCIES”

Strike: “; AND PROVIDING AN EFFECTIVE DATE”

2. Page 2, line 5.

Following: “contract.”

Strike: “The”

Insert: “However, the”

Following: “term”

Strike: “includes routine”

Insert: “is limited to professional consulting service”

3. Page 2, lines 6 and 7.

Following: “contract” on line 6

Strike: “that” through “programs” on line 7



Insert: "with a private consultant, but does not include the making of periodic or routine reports or the collection of routine data necessary to the functioning of a state agency or its programs or necessary for the proper monitoring of private providers of human services regulated by a state agency"

4. Page 2, line 17.

Following: "services"

Insert: "other than a state agency or employee"

5. Page 2, line 23 through line 2 on page 3.

Following: "of"

Strike: remainder of section 3

Insert: "(1) registered professional engineers, surveyors, real estate appraisers, or registered architects concerned with the design or construction of state facilities or highways;

(2) physicians, dentists, psychiatrists, psychologists, physical therapists, nurses, pharmacists, ophthalmologists, optometrists, speech pathologists, or other medical, dental, or health-care providers; and

(3) expert witnesses hired for use in litigation, hearings officers hired in rulemaking and contested case proceedings under the Montana Administrative Procedure Act, or attorneys."

6. Page 3, lines 8 and 9.

Following: "personnel" on line 8

Strike: "or" through "agency" on line 9

7. Page 3, line 16.

Following: "consultant"

Insert: "who is a bona fide resident of Montana as defined in 18-2-401 and"

8. Page 3, line 20 through line 3 on page 4.

Strike: section 5 in its entirety

Renumber: subsequent sections

9. Page 4, lines 8 through 10.

Following: "with" on line 8

Strike: "copies" through "developed" on line 10

Insert: "a brief resume of the results accomplished"

10. Page 4, lines 14 and 15.

Following: line 13

Strike: "Montana" through "receipt" on line 15

Insert: "central office of the state agency or repository designated by the state agency"

11. Page 4, line 18.

Following: "shall"

Insert: "upon request"

12. Page 4, line 23 through line 17 on page 6.

Strike: section 7 in its entirety

Insert: "Section 6. Solicitation of bids. (1) In order to contract with a private consultant, a state agency shall establish a bid list in its central office or in another appropriate division or unit of the state agency. Any private consultant who desires to submit bids to that agency to provide consulting services may request in writing the agency place him on the agency's bid list."

(2) Whenever it is reasonably foreseeable that a proposed contract for private consultant services will exceed \$5,000, the state agency shall notify all private consultants who have requested to be placed on the agency's bid list. The notice shall contain the following:

- (a) a notice of invitation for offers of consulting services;
- (b) the name and address of the person within the agency to be contacted by a private consultant wishing to make an offer;
- (c) the closing date for receipt of offers of consulting services;
- (d) the procedures and specifications upon which the agency will award the contract for consulting services; and
- (e) any other information that the agency believes pertinent.

(3) In addition to the notification required in subsection (2), the state agency, in its discretion, may solicit bids for consultant services by advertisement or other means.

(4) An agency need not follow the provisions of this section in bona fide emergency situations."

13. Page 6, line 18 through line 2 on page 7.

Strike: section 8 in its entirety

Renumber: subsequent sections

14. Page 7, line 3.

Following: "A"

Strike: "person"

Insert: "principal or officer of a consulting firm or an individual"

15. Page 7, lines 9 through 14.

Following: "agency" on line 9

Strike: ", "

Insert: "and"

Following: "employment"

Strike: remainder of section

16. Page 7, line 17.

Following: "section"

Strike: "7"

Insert: "6"

17. Page 7, line 20.

Following: line 19

Strike: "9"

Insert: "7"

18. Page 7, line 24.

Following: "treasury"

Insert: "if violation of [this act] was caused by the consultant"

Following: ", "

Insert: "(3) If a contract is void under this section because of a violation of [this act] by the state agency, the state shall pay the consultant for all work performed up to the date that the consultant is informed in writing of the violation by the state agency."

19. Page 7, line 25 through line 1 on page 8.

Strike: section 11 in its entirety

And, as amended, do pass. Report adopted.

HB 580, introduced bill, be amended as follows:

2/13/81

1. Title, line 7.

Following: "COMPENSATION"

Insert: "AND EXPENSES"

2. Pages 1 through 5.

Strike: everything after the enacting clause

Insert: "Section 1. Section 2-16-405, MCA, is amended to read:

"2-16-405. Salaries of certain elected state officials. The salaries paid to certain elected officials of the state of Montana for fiscal year 1980 and following years are:

	Fiscal Year 1980 1982	Following June 30, 1980 1982
Governor .....	\$37,500	\$40,000
	\$43,360	\$47,023
Lieutenant governor .....	<del>\$26,800</del>	<del>\$28,700</del>
	\$31,077	\$33,671
Chief justice of the supreme court .....	\$39,000	\$41,000
	\$44,447	\$48,204
Justices of the supreme court, each .....	\$38,000	\$40,000
	\$43,360	\$47,023
Attorney general .....	<del>\$34,500</del>	<del>\$36,500</del>
	\$39,555	\$42,887
State auditor .....	<del>\$24,500</del>	<del>\$26,500</del>
	\$28,685	\$31,071
Superintendent of public instruction .....	\$29,400	\$31,500
	\$34,120	\$36,979
Public service commissioners .....	<del>\$26,800</del>	<del>\$28,700</del>
	\$31,077	\$33,671
Secretary of state .....	<del>\$24,500</del>	<del>\$26,500</del>
	\$28,685	\$31,071
Clerk of the supreme court .....	<del>\$23,875</del>	<del>\$25,750</del>
	\$27,870	\$30,185"

Section 2. Section 3-5-211, MCA, is amended to read:

"3-5-211. Salaries and expenses of district judges. (1) The annual salary of each district judge is as follows:

(a) for the fiscal year beginning July 1, 1979 1981, and ending June 30, ~~1980~~ 1982, ~~\$37,000~~ \$42,273;

(b) after June 30, ~~1980~~ 1982, ~~\$39,000~~ \$45,841.

(2) Actual and necessary expenses for each district judge shall be the travel expenses, as defined and provided in 2-18-501 through 2-18-503, incurred in the performance of his official duties."

Section 3. Section 5-2-301, MCA, is amended to read:

"5-2-301. Compensation and expenses for members while in session. (1) Legislators are entitled to a salary commensurate to that of the daily rate of a grade 8, step 2 classified state employee, for those days during which the legislature is in session. The president

of the senate and the speaker of the house shall receive an additional \$5 a day in salary for those days during which the legislature is in session.

(2) Legislators are entitled to ~~\$40~~ \$45 a day, 7 days a week, during a legislative session, as reimbursement for expenses incurred in attending a session. Expense payments shall stop when the legislature recesses for more than 3 days and shall resume when the legislature reconvenes.

(3) Legislators are entitled to a mileage allowance as provided in 2-18-503 for each mile of travel:

(a) to the place of the holding of the session and to return to their place of residence at the conclusion of the session; and

(b) for one additional round trip to their place of residence during each session.

(4) Legislators are not entitled to any additional mileage allowance under subsection (3)(a) or (3)(b) for a special session if it is convened within 7 days of a regular session."

Section 4. Section 13-37-106, MCA, is amended to read:

"13-37-106. Salary. (1) The commissioner of campaign finances and practices is entitled to receive ~~an annual~~ salary of ~~\$22,000~~ \$23,794 in fiscal year 1982 and \$25,754 after June 30, 1982.

(2) The salary commission must review the commissioner's salary and may recommend salary increases to the legislature."

Section 5. Section 15-2-102, MCA, is amended to read:

"15-2-102. Qualification and compensation. (1) To be appointed a member of the state tax appeal board, a person must possess knowledge of the subject of taxation and skill in matters pertaining thereto. No person so appointed may hold any other office under the laws of this state or any other state or any office under the government of the United States or under the government of any other state. He shall devote his entire time to the duties of the office and shall not hold any other position of trust or profit or engage in any occupation or business interfering or inconsistent with his duties. The state tax appeal board is transferred to the department of administration for administrative purposes only as is specified in 2-15-121. However, the board may hire its own personnel, and 2-15-121(2)(d) does not apply.

(2) The member designated chairman as provided for in 15-2-103 shall receive a salary of ~~\$20,276~~ \$23,554 in fiscal ~~1980~~ 1982 and ~~\$21,779~~ \$25,493 in fiscal ~~1981~~ 1983. The remaining state tax appeal board members shall be paid a salary of ~~\$19,843~~ \$22,924 in fiscal ~~1980~~ 1982 and ~~\$21,200~~ \$24,809 in fiscal ~~1981~~ 1982. All members of the board shall receive travel expenses as provided for in 2-18-501 through 2-18-503, as amended, when away from the capital on official business.

(3) The salary commission must review the salary for members of the board and shall recommend an appropriate salary to the legislature."

And, as amended, do pass. Report adopted.

HB 683, introduced bill, be amended as follows:

2/16/81



1. Page 4, line 9.

Following: "sign"

Strike: "with"

2. Page 4, line 10.

Following: "address"

Strike: "exactly"

Insert: "in substantially the same manner"

Following: "as"

Strike: "he/she is registered to vote"

Insert: "on his/her voter registry card"

3. Page 6, line 18.

Following: line 17

Strike: "exactly"

Insert: "in substantially the same manner"

Following: "as"

Strike: "he/she is registered to vote"

Insert: "on his/her voter registry card"

4. Page 9, line 4.

Following: line 3

Strike: "exactly"

Insert: "in substantially the same manner"

Following: "as"

Strike: "he/she is registered to vote"

Insert: "on his/her voter registry card"

5. Page 11, line 14.

Following: "address"

Insert: "in substantially the same manner"

6. Page 11, line 15.

Following: line 14

Strike: "he/she is registered to vote"

Insert: "on his/her voter registry card"

7. Page 12, line 17.

Following: "petition),"

Strike: "affirms"

Insert: "affirm"

Following: "sworn,"

Strike: "deposes"

Insert: "depose"

Following: "and"

Strike: "says"

Insert: "say"

And, as amended, do pass. Report adopted.

HB 684, do pass. Report adopted.

HB 685, do pass. Report adopted.

HB 693, do pass. Report adopted.

HB 694, introduced bill, be amended as follows:

1. Page 2, lines 7 and 8.

Following: "paid"

Strike: "unless" through "district" on line 8

Insert: "except as exempted under 7-13-2529"

And, as amended, do pass. Report adopted.

TAXATION (Nordtvedt, Chairman):

2/14/81

HB 408, introduced bill, be amended as follows:

1. Page 1, line 16.

Following: "state"

Insert: "or any commission, authority, or agency of a political or governmental subdivision,"

2. Page 1, line 20.

Following: "~~governmental~~"Strike: "board, commission, or"

Insert: "governmental"

And, as amended, do pass. Report adopted.

HB 528, do pass. Report adopted.

HB 540, do pass. Report adopted.

HB 552, introduced bill, be amended as follows:

1. Title, line 4.

Following: "TO"

Strike: "PROVIDE"

Insert: "EXTEND"

Following: "FOR A"

Insert: "2-YEAR PERIOD THE"

2. Page 1, line 18.

Following: "~~1980,~~"

Insert: "but before December 31, 1982,"

And, as amended, do pass. Report adopted.

The Committee on Natural Resources present at this time.

HIGHWAYS AND TRANSPORTATION (Kropp, Chairman):

2/12/81

HB 24, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bergene, Bertelsen, Brand, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Bardanouve, Brown, Ernst, Kemmis, Keyser, Matsko, Moore, Teague, Vincent.

Total 9

Excused: Kanduch, Shelden.

Total 2

Absent or not voting: Azzara, Bennett, Briggs, Lund, Nordtvedt.

Total 5

HB 384, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Phillips, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 75

Noes: Anderson, Brand, Brown, Daily, Gould, Hanson, Hemstad, Keedy, Kemmis, Matsko, McBride, Menahan, Nilson, O'Connell, Pavlovich, Quilici, Robbins, Teague, Vincent, Waldron.

Total 20

Excused: Kanduch, Shelden.

Total 2

Absent or not voting: Azzara, Lund, Pistoria.

Total 3

HB 506, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Andreason, Asay, Bergene, Briggs, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harrington, Hart, Hurwitz, Iverson, Jacobsen, Jensen, Kennerly, Kitselman, Kropp, Lory, McLane, Metcalf, Meyer, Moore, Mueller, Nordtvedt, O'Connell, O'Hara, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Stobie, Switzer, Underdal, Vinger, Wallin, Williams, Mr. Speaker.

Total 58

Noes: Anderson, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Brown, Burnett, Dussault, Fagg, Hannah, Harp, Harper, Hemstad, Holliday, Huennekens, Keedy, Kemmis, Kessler, Keyser, Manning, Manuel, Matsko, McBride, Menahan, Neuman, Nilson, Oberg, Pavlovich, Pistoria, Spilker, Teague, Thoft, Vincent, Waldron, Winslow, Yardley, Zabrocki.

Total 38

Excused: Kanduch, Shelden.

Total 2

Absent or not voting: Azzara, Lund.

Total 2

JUDICIARY (Keyser, Chairman):

2/13/81

HB 590, as amended, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson,

Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Nordtvedt, O'Connell, O'Hara, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 75

Noes: Bardanouve, Bengtson, Brand, Brown, Dozier, Dussault, Harper, Huennekens, Keedy, Manning, McBride, Menahan, Neuman, Nilson, Oberg, Pavlovich, Pistoria, Teague, Vincent, Waldron, Yardley.

Total 21

Excused: Kanduch, Shelden.

Total 2

Absent or not voting: Azzara, Lund.

Total 2

TAXATION (Nordtvedt, Chairman):

2/14/81

HB 65, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Daily, Harp, Teague.

Total 3

Excused: Kanduch, Shelden.

Total 2

Absent or not voting: Azzara, Lund.

Total 2

Representative Shelden present at this time.

HB 512, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedra, Gould, Harp, Harper, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kennerly, Keyser, Kitselman, Kropp,



Lory, Manning, Manuel, Matsko, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Waldron, Wallin, Williams, Zabrocki, Mr. Speaker.  
Total 79

Noes: Bertelsen, Dussault, Fabrega, Hannah, Hanson, Hart, Huennekens, Keedy, Kemmis, Kessler, McBride, Metcalf, Roth, Teague, Thoft, Vincent, Winslow, Yardley.  
Total 18

Excused: Kanduch.  
Total 1

Absent or not voting: Azzara, Lund.  
Total 2

HB 579, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 97

Noes: None.  
Total 0

Excused: Kanduch.  
Total 1

Absent or not voting: Azzara, Lund.  
Total 2

### MESSAGES FROM THE GOVERNOR

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

February 13, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 62, 70, 149.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

February 16, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill No. 76, "AN ACT TO EXEMPT CERTAIN PENSIONS FROM THE REDUCTION REQUIREMENTS WHICH APPLY TO CLAIMANTS OF UNEMPLOYMENT INSURANCE AND TO INCLUDE SOCIAL SECURITY BENEFITS WITHIN THE REDUCTION REQUIREMENT; AMENDING SECTION 39-51-2203, MCA," without my signature and recommend the attached amendments.

House Bill No. 76 as adopted allows for the reduction of unemployment insurance payments in cases where a person is receiving both pension and unemployment benefits. House Bill No. 76 reflects current mandatory changes in federal law which are imposed upon the state. The adoption of this bill allows Montana employers to continue to receive an unemployment insurance tax credit.

Recently introduced legislation now in the U.S. Congress has the potential to drastically change the federal requirements in the pension offset area and jeopardize the employer tax credit. House Bill No. 76 does not provide the State with the ability to adapt to changing federal requirements in the pension offset area.

The problem can be solved by language which grants the Employment Security Division of the Department of Labor and Industry rulemaking authority to adopt minimum federal offset requirements. This amendment will allow the state to maintain conformity with subsequent changes to the federal offset requirements.

I urge your concurrence in these amendments.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENTS  
TO HOUSE BILL NO. 76

1. STATEMENT OF INTENT

A statement of intent is required for this bill because it delegates rulemaking authority to the Employment Security Division of the Department of Labor and Industry in subsection (4). It is the intent of this bill to grant the Division the authority to adopt the minimum federal offset requirements as set forth in the federal Employee Retirement Income Security Act of 1974, as amended. This is a conformity requirement of the federal Employee Retirement Income Security Act which is imposed on the states.

2. Title, line 8.

Following: "WITHIN THE REDUCTION REQUIREMENT;" on line 8

Insert: "AND TO GRANT RULEMAKING AUTHORITY TO THE EMPLOYMENT SECURITY DIVISION OF THE DEPARTMENT OF LABOR AND INDUSTRY TO ADOPT MINIMUM FEDERAL OFFSET REQUIREMENTS;"

3. Title, line 9.

Following: "MCA"

Insert: "; AND PROVIDING AN EFFECTIVE DATE"

4. Page 2, line 11.

Insert: "(4) For the purposes of subsection (1), the division shall, by rule, adopt minimum federal offset requirements as imposed by the federal Employee Retirement Income Security Act of 1974, P. L. 94-566, as amended in 1980 by P. L. 96-364, and as may be amended after [the effective date of this act]."

Section 2. Effective date. This act is effective on passage and approval."

### MESSAGES FROM THE OTHER HOUSE

Senate Bills passed as amended and transmitted to the House for concurrence: 2/13/81

Senate Bill No. 14, introduced by Towe

Senate Bill No. 120, introduced by Ochsner, Hager, Lee

Senate Bill No. 199, introduced by Etchart, Hammond

Senate Bill No. 222, introduced by Kolstad, M. Anderson, Keyser, et al.

Senate Bill No. 239, introduced by Hazelbaker

Senate Bill No. 256, introduced by Hammond, Etchart

Senate Bill No. 275, introduced by Ryan

Senate Bill No. 307, introduced by Himsl, S. Brown

Senate Bill No. 330, introduced by Himsl, Regan, Towe, et al.

Senate Bill No. 350, introduced by Stimatz

Senate Bills passed and transmitted to the House for concurrence: 2/13/81

Senate Bill No. 98, introduced by Himsl, Regan, Blaylock, et al.

Senate Bill No. 232, introduced by Stimatz

Senate Bill No. 241, introduced by Hazelbaker

Senate Bill No. 244, introduced by Graham

Senate Bill No. 261, introduced by Thomas, Hazelbaker

House Joint Resolution concurred in and returned to the House: 2/13/81

House Joint Resolution No. 7, introduced by Nordtvedt

Senate Bills and Senate Joint Resolution passed and transmitted to the House for concurrence: 2/14/81

Senate Bill No. 64, introduced by Elliott

Senate Bill No. 184, introduced by Hazelbaker

Senate Joint Resolution No. 5, introduced by Hafferman, Hazelbaker, Elliott, et al.

House Bill and House Joint Resolution concurred in as amended and returned to the House for concurrence in Senate Amendments: 2/14/81

House Bill No. 21, introduced by Harrington

House Joint Resolution No. 15, introduced by O'Connell, Pavlovich, Spilker, et al.

Senate Bills passed as amended and transmitted to the House for concurrence: 2/14/81

Senate Bill No. 164, introduced by S. Brown, Towe, Regan, B. Brown

Senate Bill No. 212, introduced by Hager

Senate Bill No. 228, introduced by Regan, Olson

House Bill concurred in and returned to the House: 2/14/81

House Bill No. 287, introduced by Fabrega

### MOTIONS

Representative Vinger moved that the rules be temporarily suspended to allow him to introduce a House joint resolution late. Motion carried unanimously.

Representative Schultz moved that the rules be temporarily suspended to allow him to introduce a bill late. Motion carried unanimously.

Representative Keedy moved that HB 290 be taken from Second Reading, 38th legislative day, and rereferred to the Committee on Appropriations. Motion carried.

Representative Keedy moved that the House reconsider its action in failing to pass HB 680 on the 36th legislative day and that it be placed above HB 687 on the Second Reading board this day. Motion carried. (91-3)

Representative Eudaily moved that consideration on HB 137 be passed until the 47th legislative day. Motion carried.

Representative Vincent moved that consideration on HB 429 be passed for the day. Motion carried.

Representative Azzara moved that consideration on HB 57 be passed until the 39th legislative day. Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 775, introduced by Nordtvedt, (By Request of the House Taxation Committee). Referred to Committee on Taxation.

HB 776, introduced by Harrington, Menahan, Daily, Pavlovich, Quilici, Kanduch, D. Brown, McBride, Huennekens, Conroy, Fabrega, Jacobson, Haffey, Healy, Towe, Stimatz. Referred to Committee on Natural Resources.

HB 777, introduced by Donaldson, Keedy. Referred to Committee on Agriculture, Livestock and Irrigation.



- HB 778, introduced by Harper, Fabrega. Referred to Committee on Labor and Employment Relations.
- HB 779, introduced by Bardanouve. Referred to Committee on State Administration.
- HB 780, introduced by Azzara, Halligan, Vincent, Fabrega, Andreason, Meyer, D. Brown, Marks, Harper, R. Anderson, Bardanouve. Referred to Committee on Business and Industry.
- HB 781, introduced by Harper, Donaldson, Fabrega, Manuel, Roush, Huennekens, Metcalf, Andreason. Referred to Committee on Local Government.
- HB 782, introduced by Keedy, R. Anderson, Conn, Harp, Oberg, Bergene, Fabrega, Roth, Bennett, Asay, Huennekens. Referred to Committee on Business and Industry.
- HB 783, introduced by Teague, Pavlovich, O'Connell, Pistoria. Referred to Committee on Judiciary.
- HB 784, introduced by Teague, Dozier, O'Connell, Pistoria. Referred to Committee on Human Services.
- HB 785, introduced by Conn, Curtiss, Spilker, Dussault, Fabrega, Bengtson, McLane, Matsko, B. Brown, Bergene. Referred to Committee on Judiciary.
- HB 786, introduced by D. O'Hara, Winslow, Hannah, Burnett, Andreason, Cozzens, Ellison, Curtiss, Spilker, Roth, Wallin, Harp, Neuman, Underdal, Devlin, Switzer, Conroy. Referred to Committee on State Administration.
- HB 787, introduced by R. Anderson, Winslow, Conn, Kessler, Berg, Azzara, Oberg, Nordvedt, Keedy, Harp, Mueller, Bergene, Fabrega, Nilson, Phillips, Matsko, Sheldon, Regan, Huennekens, Mazurek, Waldron, Roush. Referred to Committee on Taxation.
- HB 788, introduced by Menahan, Daily. Referred to Committee on State Administration.
- HB 789, introduced by Yardley, (By Request of the Montana Supreme Court). Referred to Committee on State Administration.
- HB 790, introduced by Daily, Quilici, Pavlovich, McBride, Harrington, D. Brown. Referred to Committee on Local Government.
- HB 791, introduced by Bardanouve. Referred to Committee on Taxation.
- HB 792, introduced by Menahan, Daily, Pavlovich, Kanduch, Meyer, Matsko, D. Brown, Harrington, Quilici, R. Manning, Fabrega. Referred to Committee on State Administration.
- HB 793, introduced by Eudaily, (By Request of the House Committee on Education). Referred to Committee on Education and Cultural Resources.
- HJR 37, introduced by Dozier. Referred to Committee on Education and Cultural Resources.
- HJR 38, introduced by Wallin, Schultz, Briggs, Roth, Hurwitz, Kropp, Bergene, Harp, Mueller, Seifert, D. O'Hara, Winslow, Curtiss, Stobie, Underdal, Andreason, Cozzens, Fabrega, Hemstad, Meyer, Vinger, McLane, Asay, Feda, Donaldson, O'Connell, Huennekens, Zabrocki, Robbins, Marks. Referred to Committee on Appropriations.
- HR 2, introduced by Eudaily, Daily, Meyer, Lory. Referred to Committee on Rules.

The following Senate bills were introduced, read first time and referred to committees:

- SB 64, introduced by Elliott. Referred to Committee on State Administration.
- SB 164, introduced by S. Brown, Towe, Regan, B. Brown. Referred to Committee on Judiciary.

SB 184, introduced by Hazelbaker, (By Request of the Public Employees' Retirement Board). Referred to Committee on State Administration.

SB 212, introduced by Hager, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Human Services.

SB 228, introduced by Regan, Olson, (By Request of the Department of Social and Rehabilitation Services). Referred to Committee on Human Services.

SJR 5, introduced by Hafferman, Hazelbaker, Elliott, Manley, Keating, Graham, Conover, Story, Johnson, Boylan, Hammond, Crippen, Stimatz, Haffey, Thomas, Etchart, Dover, Mueller, Curtiss. Referred to Committee on Natural Resources.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Seifert in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Huennekens moved that HB 291 be passed to the bottom of the board. Motion carried.

Representative Conn excused at this time.

Representative Keedy moved that HB 680, second reading copy, be amended as follows:

1. Title, line 9.

Following: "VOTING"

Insert: "UNLESS A MAJORITY OF THE MEMBERS DECLINE TO RECONVENE"

2. Page 2, line 13.

Following: line 12

Strike: "reconvene"

Insert: "convene"

3. Page 2, line 14.

Following: "bill"

Insert: "unless a majority of the members decline to reconvene"

4. Page 3, line 3.

Following: "However,"

Insert: "unless a majority of the members decline to reconvene,"

5. Page 3, line 19.

Following: "voting"

Insert: "unless a majority of the members decline to reconvene"

6. Page 3, line 23.

Following: "voting"

Insert: "unless a majority of the members decline to reconvene"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Briggs, Brown, Burnett, Cozzens, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Fabrega, Fagg, Feda, Gould, Hannah, Harper, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manuel, Marks, Matsko, McBride, McLane, Meyer, Moore, Mueller, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Waldron, Wallin, Winslow, Zabrocki.

Total 70

Noes: Bardanouve, Bertelsen, Dussault, Eudaily, Hanson, Harp, Harrington, Hart, Jacobsen, Kropp, Lory, Manning, Metcalf, Neuman, Oberg, Shelden, Vincent, Williams, Yardley.

Total 19

Excused: Conn, Kanduch.

Total 2

Absent or not voting: Bennett, Brand, Conroy, Donaldson, Dozier, Jensen, Lund, Menahan, O'Connell.

Total 9

And HB 680, as amended, do pass. Motion failed by the following vote:

Ayes: Abrams, Anderson, Andreason, Briggs, Brown, Burnett, Cozzens, Curtiss, Daily, Ellerd, Ellison, Fabrega, Feda, Gould, Hannah, Hemstad, Holliday, Hurwitz, Iverson, Jensen, Keedy, Keyser, Kitselman, Matsko, McBride, McLane, Meyer, Mueller, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Roth, Ryan, Sales, Schultz, Shontz, Smith, Spilker, Stobie, Teague, Underdal, Vinger, Waldron, Winslow.

Total 47

Noes: Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Devlin, Dozier, Dussault, Ernst, Eudaily, Fagg, Hanson, Harp, Harper, Harrington, Hart, Huennekens, Jacobsen, Kemmis, Kennerly, Kessler, Kropp, Lory, Lund, Manning, Manuel, Marks, Menahan, Metcalf, Moore, Neuman, Nilson, Oberg, Quilici, Robbins, Roush, Seifert, Shelden, Sivertsen, Switzer, Thoft, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 49

Excused: Conn, Kanduch.

Total 2

Absent or not voting: Conroy, Donaldson.

Total 2

That HB 680, as amended, do not pass by the following vote:

Ayes: Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Daily, Devlin, Dozier, Dussault, Ernst, Eudaily, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Huennekens, Jacobsen, Kemmis, Kennerly, Kessler, Kropp, Lory, Lund, Manning, Manuel, Marks, Menahan, Metcalf, Moore, Neuman, Nilson, Oberg, Quilici, Robbins, Roush, Seifert, Ryan, Shelden, Sivertsen, Switzer, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 51

Noes: Abrams, Anderson, Andreason, Briggs, Brown, Burnett, Cozzens, Curtiss, Ellerd, Ellison, Fabrega, Feda, Hannah, Hemstad, Holliday, Hurwitz, Iverson, Jensen, Keedy, Keyser, Kitselman, Matsko, McBride, McLane, Meyer, Mueller, Nordtvedt, O'Connell, O'Hara, Pavlovich,



Phillips, Pistoria, Roth, Sales, Schultz, Shontz, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vinger, Waldron, Winslow.

Total 45

Excused: Conn, Kanduch.

Total 2

Absent or not voting: Conroy, Donaldson.

Total 2

Representative Keedy moved that HB 687 be indefinitely postponed.  
Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanoue, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Daily, Devlin, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Switzer, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 73

Noes: Andreason, Brown, Burnett, Cozzens, Curtiss, Ellison, Fabrega, Hannah, Keyser, McBride, McLane, Meyer, O'Hara, Roth, Spilker, Stobie, Teague, Thoft, Underdal, Vinger, Winslow.

Total 21

Excused: Conn, Kanduch.

Total 2

Absent or not voting: Conroy, Donaldson, Hurwitz, Pavlovich.

Total 4

That HB 80 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanoue, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Cozzens, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Keedy, Sales.

Total 2

Excused: Conn, Kanduch.

Total 2

Absent or not voting: Brand, Conroy, Daily, Donaldson, Harrington, Lory, Menahan, Pavlovich, Quilici, Shelden.

Total 10

Representative Cozzens moved that HB 407 be placed below HB 440.  
Motion carried.

Representative Kanduch present at this time.



That HB 440 do pass. Representative Sivertsen made a substitute motion that HB 440 do not pass.

Representative Keyser moved that HB 440, second reading copy, be amended as follows:

1. Page 1, line 19.

Following: “(b)”

Strike: “\$25”

Insert: “\$15”

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 90

Noes: Fagg, Kessler, Oberg, Roth.

Total 4

Excused: Conn.

Total 1

Absent or not voting: Harrington, Keedy, Lund, Pavlovich, Underdal.

Total 5

Representative Teague moved that HB 440, second reading copy, be further amended. Amendment failed by the following vote:

Ayes: Andreason, Asay, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Conroy, Devlin, Dozier, Eudaily, Feda, Gould, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kennerly, Lory, McLane, Menahan, Nordtvedt, O'Connell, O'Hara, Roth, Roush, Schultz, Sivertsen, Smith, Stobie, Switzer, Teague, Underdal, Vinger, Waldron, Williams, Zabrocki.

Total 41

Noes: Abrams, Anderson, Bardanouve, Bertelsen, Burnett, Cozzens, Curtiss, Donaldson, Dussault, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hannah, Hanson, Harp, Harper, Hurwitz, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Marks, Matsko, McBride, Metcalf, Meyer, Moore, Mueller, Neuman, Oberg, Phillips, Quilici, Robbins, Ryan, Sales, Seifert, Shelden, Shontz, Spilker, Thoft, Vincent, Wallin, Winslow, Yardley.

Total 53

Excused: Conn.

Total 1

Absent or not voting: Azzara, Daily, Nilson, Pavlovich, Pistoria.

Total 5

And HB 440, as amended, do not pass. Motion failed by the following vote:

Ayes: Asay, Bengtson, Bennett, Brand, Briggs, Brown, Conroy, Cozzens, Daily, Devlin, Dozier, Ernst, Fabrega, Fagg, Fedá, Gould, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kennerly, Lund, Manning, Manuel, McLane, Meyer, Moore, Nilson, Nordtvedt, O'Hara, Pavlovich, Roth, Roush, Sales, Seifert, Sivertsen, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Waldron, Williams, Zabrocki.  
Total 49

Noes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bergene, Bertelsen, Burnett, Conn, Curtiss, Donaldson, Dussault, Ellerd, Ellison, Eudaily, Hannah, Hanson, Harp, Harper, Hart, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Marks, Matsko, McBride, Menahan, Metcalf, Mueller, Neuman, Oberg, O'Connell, Phillips, Pistoria, Quilici, Robbins, Ryan, Schultz, Shelden, Shontz, Spilker, Vincent, Wallin, Winslow, Yardley.  
Total 51

Paired: Fagg, Aye; Conn, No.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

That HB 440, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bergene, Bertelsen, Conn, Curtiss, Donaldson, Dussault, Ernst, Eudaily, Hannah, Hanson, Harper, Hart, Huennekens, Hurwitz, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Lory, Marks, Matsko, McBride, Menahan, Metcalf, Mueller, Neuman, Oberg, O'Connell, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Schultz, Shelden, Shontz, Spilker, Vincent, Waldron, Wallin, Winslow, Yardley.  
Total 51

Noes: Asay, Bengtson, Bennett, Brand, Briggs, Brown, Burnett, Conroy, Cozzens, Daily, Devlin, Dozier, Ellerd, Ellison, Fabrega, Fagg, Fedá, Gould, Harp, Harrington, Hemstad, Holliday, Iverson, Jacobsen, Kennerly, Kropp, Lund, Manning, Manuel, McLane, Meyer, Moore, Nilson, Nordtvedt, O'Hara, Pavlovich, Roush, Sales, Seifert, Sivertsen, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Williams, Zabrocki.  
Total 49

Paired: Conn, Aye; Fagg, No.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

That HB 407 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Seifert,

Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 89

Noes: None.

Total 0

Excused: Conn.

Total 1

Absent or not voting: Abrams, Bardanouve, Bergene, Burnett, Devlin, Marks, Nordtvedt, Smith, Stobie, Teague.

Total 10

Representative Ellerd moved that HB 464, second reading copy, be amended as follows:

1. Page 3, line 1.

Following: "the"

Strike: "federal Emergency Unemployment Compensation Act of 1974, P.L. 93-572, as amended in 1977 by P.L. 95-19"

Insert: "Omnibus Reconciliation Act of 1980, P.L. 96-499"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Conn.

Total 1

Absent or not voting: Bardanouve, Bengtson, Conroy, Cozzens, Devlin, Kanduch, Meyer, Quilici, Smith, Stobie, Switzer, Teague.

Total 12

And HB 464, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Briggs, Brown, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Zabrocki.

Total 78

Noes: Brand, Daily, Harp, Harrington, McBride, Nilson, Oberg, Shelden, Waldron.

Total 9

Excused: Conn.

Total 1

Absent or not voting: Bardanouve, Bengtson, Burnett, Conroy, Dozier, Iverson, Kanduch, Lund, Stobie, Switzer, Williams, Yardley.

Total 12

That the Committee rise and report. (Seifert, Chairman). Report adopted. (77-9)

### THIRD READING OF BILLS

The following bill having been read three several times, title and history agreed to, was disposed of in the following manner:

House Bill No. 502 was passed by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: None.

Total 0

Excused: Conn.

Total 1

Absent or not voting: Anderson, Bardanouve, Hemstad, Kanduch, Meyer, Switzer, Teague.

Total 7

### UNFINISHED BUSINESS

The Speaker appointed the following persons to the Environmental Quality Council:

Representative Iverson  
Representative Switzer  
Representative Brown  
Representative Holliday  
Mr. Leslie Pengelly  
Mr. Dennis Nathe

Representative Fagg moved that the House adjourn until 3:00 p.m., February 17, 1981.

Motion carried.

House adjourned at 6:00 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk





## THIRTY-EIGHTH LEGISLATIVE DAY

Helena, Montana  
February 17, 1981

House Chambers  
Capitol Building

House convened at 3:05 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Thirty-seventh Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

**BILLS** (Spilker, Chairman): 2/17/81  
Correctly printed - HB 26, HB 179, HB 408, HB 425, HB 473, HB 528, HB 535, HB 536, HB 537, HB 540, HB 545, HB 552, HB 580, HB 624, HB 626, HB 658, HB 683, HB 684, HB 685, HB 693, HB 694, HB 704, HJR 27, HJR 28.  
Correctly engrossed - HB 440, HB 464.  
Considered correctly engrossed - HB 407.  
Correctly enrolled - HB 47, HB 182, HB 255.  
Examined by the sponsor (Quilici) and found to be correct - HB 47.  
Examined by the sponsor (Kropp) and found to be correct - HB 255.  
Signed by the Speaker at 1:55 p.m., 2/17/81 - HB 47, HB 255.  
Delivered to the Governor for his approval at 10:40 a.m., 2/17/81 - HB 232.  
Delivered to the Governor for his approval at 4:35 p.m., 2/17/81 - HB 47, HB 255.

**JUDICIARY** (Keyser, Chairman): 2/16/81  
HB 538, as amended, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Conn, Conroy, Cozzens, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.  
Total 81

Noes: Brand, Brown, Daily, Dussault, Huennekens, Keedy, Nilson, Oberg, Pavlovich, Robbins, Yardley.  
Total 11

Excused: None.  
Total 0

Absent or not voting: Bennett, Burnett, Curtiss, Kitselman, Menahan, Neuman, Quilici, Sivertsen.

Total 8

HB 668, do not pass. Representative Keyser moved the adoption of the Adverse Committee Report. Representative Curtiss made a substitute motion that HB 668 be rereferred to the Committee on Judiciary for the purpose of amendment. Motion carried.

STATE ADMINISTRATION (Feda, Chairman):

2/16/81

HB 722, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Keyser, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 76

Noes: Azzara, Bardanouve, Brand, Dozier, Dussault, Harper, Harrington, Hart, Huennekens, Kemmis, Kessler, Manning, Menahan, Neuman, Nilson, Oberg, Quilici, Roush, Teague, Vincent, Waldron, Yardley.

Total 22

Excused: None.

Total 0

Absent or not voting: Kitselman, Shelden.

Total 2

BUSINESS AND INDUSTRY (Fabrega, Chairman):

2/16/81

HB 106, introduced bill, be amended as follows:

1. Page 2, line 19.

Following: "~~1,500~~"

Strike: "3,500"

Insert: "1,500"

2. Page 2, line 19.

Following: "persons"

Insert: "except that an incorporated or unincorporated city or town with population more than 1,500 persons is considered a "rural area" for purposes of this chapter if the system or facilities serving the persons in the city or town is acquired by a cooperative by agreement with the company or entity serving the city or town, or if the city or town was served by the cooperative when it had a population of less than 1,500 persons and subsequently grew to a population more than 1,500 persons; but for the purposes of this chapter a "rural area" means an area not included within the boundary of any incorporated or unincorporated city or town having a population in excess of 3,500 persons which is not already being served by a system or facilities"

And, as amended, do pass. Report adopted.

HB 188, introduced bill, be amended as follows:

1. Page 1, line 10.  
Following: "nuisance"  
Strike: "to the state"

And, as amended, do pass. Report adopted.

HB 262, introduced bill, be amended as follows:

1. Page 1, line 14.  
Following: "any"  
Insert: "business related"
2. Page 1, lines 14 through 16.  
Following: "by" on line 14  
Strike: "the" through "of" on line 16

And, as amended, do pass. Report adopted.

HB 378, introduced bill, be amended as follows:

1. Title, line 6.  
Following: "THE"  
Strike: "MONTANA"
2. Title, line 7.  
Following: "ACT"  
Insert: "OF MONTANA"

And, as amended, do pass. Report adopted.

HB 380, introduced bill, be amended as follows:

1. Title, line 6.  
Following: "THE"  
Strike: "MONTANA"  
Following: "ACT"  
Insert: "OF MONTANA"
2. Page 3, line 8.  
Strike: "advisor"  
Insert: "adviser"
3. Page 3, line 12.  
Strike: "advisor"  
Insert: "adviser"

And, as amended, do pass. Report adopted.

HB 574, do pass. Report adopted.

2/17/81

HB 577, do pass. Report adopted.

EDUCATION AND CULTURAL RESOURCES (Eudaily, Chairman):

2/16/81

HB 367, introduced bill, be amended as follows:

1. Page 1, line 23.  
Following: "state"  
Strike: "to a special fund created"
2. Page 2, lines 3 through 5.  
Following: "(3)"  
Strike: remainder of subsection (3) in its entirety  
Insert: "If the board of trustees believe that any law does not comply with the provisions of this [act] they may appeal to the state board of public education for relief from complying with or enforcing that"



law. The board of trustees may refuse to comply with or enforce the law if granted noncompliance relief by the state board of public education. The state board of public education shall grant noncompliance relief if it finds that:

(a) compliance with the law would require a significant expenditure by the school district; and

(b) the law does not meet the funding requirements of this [act].”

And, as amended, do pass. Report adopted.

HB 639, do pass. Report adopted.

HB 677, do pass. Report adopted.

HB 696, do pass. Report adopted.

HUMAN SERVICES (Gould, Chairman):

2/17/81

HB 664, do pass. Report adopted.

Committee adopted the following Statement of Intent:

#### STATEMENT OF INTENT HOUSE BILL 664

It is the intention of the legislature that filing fees for the dissolution of marriages fund a grant program administered by the Department of Social and Rehabilitation Services for the benefit of the children of dissolved marriages. This bill requires a statement of intent because section 5 requires the adoption of administrative rules. It is the intent of the legislature that the rules adopted address the allocation of grant money, the criteria for grants mentioned in section 3, and the services authorized in section 4. In addition, the intent of the legislature is that no money from federal sources be used without matching money at the local level.

In adopting rules addressing the concerns mentioned above, the department should consider:

(1) a means of determining need, project merit, appropriate and adequate administrative design, and a means of determining what constitutes efficiency of administration, the criteria in section 3 of the bill for awarding grants;

(2) any other prerequisites considered necessary in addition to the criteria of section 3 for allocation of grant money; and

(3) detailing the approach envisioned in section 4 for the replacement of appropriate role models, the skills mentioned in section 4, and the nature of the educational programs relating to children of dissolved marriages, also mentioned in section 4.

NATURAL RESOURCES (Iverson, Chairman):

2/14/81

HB 607, introduced bill, be amended as follows:

1. Page 2, line 14.

Following: “department”

Insert: “or the board under subsection (4)”

2. Page 3, line 3.

Following: “the”

Strike: “amendment should not be granted”

Insert: “the proposed change in the facility would result in any material increase in any environmental impact of the facility or a substantial change in the location of all or a portion of the facility other than as provided in the alternates set forth in the original application”

And, as amended, do pass. Report adopted.

HB 642, do pass. Report adopted.

HJR 22, introduced bill, be amended as follows:

1. Page 1, line 14.

Following: "in"

Strike: "1972"

Insert: "1970"

2. Page 1, line 19.

Following: "in"

Strike: "1975"

Insert: "1976"

3. Page 2, line 25.

Following: "primary"

Insert: "existing"

And, as amended, do pass. Report adopted.

### MESSAGES FROM THE GOVERNOR

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

February 17, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measure this date:

House Bill No. 52.

Sincerely,

TED SCHWINDEN  
Governor

### MESSAGES FROM THE OTHER HOUSE

Senate Bills passed as amended and transmitted to the House for concurrence: 2/16/81

Senate Bill No. 85, introduced by Dover

Senate Bill No. 226, introduced by Healy

Senate Bill No. 249, introduced by Dover, Keating

Senate Bill No. 298, introduced by Hazelbaker, Turnage, Blaylock

Senate Bill No. 309, introduced by S. Brown, Himsel

Senate Bill No. 333, introduced by M. Anderson

Senate Bill No. 346, introduced by Graham

Senate Bill No. 365, introduced by Hazelbaker, Norman

Senate Bills passed and transmitted to the House for concurrence: 2/16/81

Senate Bill No. 216, introduced by S. Brown

Senate Bill No. 299, introduced by Ryan

Senate Bill No. 311, introduced by S. Brown, Himsel

Senate Bill No. 312, introduced by Himsl, S. Brown

Senate Bill No. 328, introduced by Thomas

Senate Bill No. 342, introduced by S. Brown, Himsl

Senate Bill No. 393, introduced by S. Brown, Himsl

### MOTIONS

Representative Moore moved that HB 580 be taken from Second Reading and rereferred to the Committee on Appropriations. Motion carried.

Representative Kanduch moved that HB 336 be taken from Second Reading and referred back to the Committee on State Administration. Motion carried.

Representative Harper moved that HB 778 be taken from the Committee on Labor and Employment Relations and rereferred to the Committee on Business and Industry. Motion carried.

Representative Fagg moved that consideration on HB 657 be passed until the 39th legislative day. Motion carried.

Representative Nordtvedt moved that HJR 15 be placed at the top of the Second Reading board. Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 794, introduced by Ellerd, Harper, McBride, Conn, Waldron, Dozier, Winslow, Andreason, Bergene. Referred to Committee on Human Services.

HB 795, introduced by Cozzens. Referred to Committee on Judiciary.

HB 796, introduced by R. Manning. Referred to Committee on Fish and Game.

HB 797, introduced by Bennett, Menahan, Azzara, Seifert, Hemstad, Conn, Keyser, Devlin, Switzer, Winslow, Sivertsen, Gould, Pavlovich, Nilson. Referred to Committee on Human Services.

HB 798, introduced by Hannah, Fabrega, D. O'Hara, Lund, Winslow, Marks, Fagg, Moore, Azzara, Kitselman, Seifert, Meyer, Vincent, Kemmis, Menahan, Matsko, Phillips, Schultz, Briggs, Quilici, Dussault, Daily, Harrington, Conn. Referred to Committee on Business and Industry.

HB 799, introduced by Keedy, Thoft. Referred to Committee on Judiciary.

HB 800, introduced by Waldron, Regan, Curtiss, B. Brown, Conn, Fabrega, Azzara, Eck, Jacobson, Ryan, Zabrocki, Kennerly, Shelden, Ernst, Halligan, Norman, Thomas, S. Brown, Dover, Johnson, Van Valkenburg, Berg, Conover, Haffey, Hemstad, Keedy, Ellison, Gould, Hanson, Lory, Winslow, R. Manning, Kitselman, D. O'Hara, Meyer, Kemmis, Holliday, Harrington, Kessler, McBride, D. Brown, O'Connell, Pistoria, R. Anderson, Briggs, Schultz, Daily, Harp, Metcalf, Neuman, Phillips, Matsko, Roth, Iverson, Bergene, Marks, Williams, Menahan, Harper, Boylan, Abrams, Huennekens, Fagg, Mazurek, Blaylock, Shontz, Dussault, Eudaily, Dozier, Kanduch, Roush, Hart, McLane, Robbins, Yardley, Jacobsen, Thoft, Manley. Referred to Committee on Appropriations.

HB 801, introduced by Lund. Referred to Committee on Appropriations.

HB 802, introduced by Menahan, Daily, Harrington. Referred to Committee on Business and Industry.

HJR 39, introduced by Dozier. Referred to Committee on Human Services.

HJR 40, introduced by Brand, Marks, Menahan, Stobie. Referred to Committee on Natural Resources.

HJR 41, introduced by Curtiss, Nordtvedt, Harp, Burnett, Moore, Conroy, Matsko, Fagg, Spilker, Devlin, Switzer, Iverson. Referred to Committee on Rules.

HJR 42, introduced by D. Brown, Iverson, (By Request of the Office of the Governor). Referred to Committee on Natural Resources.

The following Senate bills were introduced, read first time and referred to committees:

SB 85, introduced by Dover. Referred to Committee on Business and Industry.

SB 216, introduced by S. Brown, (By Request of the Legislative Audit Committee). Referred to Committee on Judiciary.

SB 226, introduced by Healy. Referred to Committee on Labor and Employment Relations.

SB 249, introduced by Dover, Keating. Referred to Committee on Business and Industry.

SB 298, introduced by Hazelbaker, Turnage, Blaylock. Referred to Committee on State Administration.

SB 299, introduced by Ryan, (By Request of the Department of Business Regulation). Referred to Committee on Business and Industry.

SB 309, introduced by S. Brown, Himsl, (By Request of the Legislative Audit Committee). Referred to Committee on State Administration.

SB 311, introduced by S. Brown, Himsl, (By Request of the Legislative Audit Committee). Referred to Committee on State Administration.

SB 312, introduced by Himsl, S. Brown, (By Request of the Legislative Audit Committee). Referred to Committee on State Administration.

SB 328, introduced by Thomas. Referred to Committee on Local Government.

SB 333, introduced by M. Anderson, (By Request of the Insurance Department). Referred to Committee on Business and Industry.

SB 342, introduced by S. Brown, Himsl. Referred to Committee on Judiciary.

SB 346, introduced by Graham, (By Request of the Department of Highways). Referred to Committee on Highways and Transportation.

SB 365, introduced by Hazelbaker, Norman. Referred to Committee on Business and Industry.

SB 393, introduced by S. Brown, Himsl, (By Request of the Legislative Audit Committee). Referred to Committee on State Administration.

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 5 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane,



Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Curtiss, Ellison, Kanduch, McBride, O'Connell, Quilici.

Total 6

House Bill No. 92 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Dozier, Lund, Roth.

Total 3

Excused: None.

Total 0

Absent or not voting: Curtiss, Ellison, McLane.

Total 3

House Bill No. 138 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Asay, Curtiss, Ellison, Hart, Quilici, Winslow.  
Total 6

House Bill No. 152 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.  
Total 89

Noes: Burnett, Huennekens, Kessler, Kitselman, O'Hara, Smith, Stobie, Thoft, Vinger, Winslow.  
Total 10

Excused: None.  
Total 0

Absent or not voting: Robbins.  
Total 1

House Bill No. 161 was passed by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 95

Noes: Andreason, Brand, Dozier, Ellison.  
Total 4

Excused: None.  
Total 0

Absent or not voting: Asay.  
Total 1

House Bill No. 208 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan,

Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 91

Noes: Bennett, Brand, Daily, Harp, Jacobsen, Manning, Smith, Teague, Yardley.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

House Bill No. 222 was passed by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Smith, Switzer, Teague, Underdal, Vincent, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 71

Noes: Anderson, Andreason, Bengtson, Brand, Burnett, Conroy, Curtiss, Donaldson, Ellerd, Feda, Gould, Hannah, Harp, Hemstad, Kennerly, Keyser, Kitselman, Kropp, Matsko, Moore, Nilson, Sales, Seifert, Spilker, Stobie, Thoft, Vinger, Waldron, Winslow.

Total 29

Excused: None.

Total 0

Absent or not voting: None.

Total 0

House Bill No. 283 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: None.



Total 0

Absent or not voting: Yardley.

Total 1

House Bill No. 295 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Bergene, Briggs, Burnett, Curtiss, Dussault, Fagg, Moore, Stobie, Switzer, Mr. Speaker.

Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

House Bill No. 329 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 91

Noes: Brand, Dozier, Dussault, Ellison, Harrington, McBride, Neuman, Yardley.

Total 8

Excused: None.

Total 0

Absent or not voting: Jensen.

Total 1

House Bill No. 389 was passed by the following vote:

Ayes: Abrams, Andreason, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad,



Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Anderson, Asay, Bennett, Conroy, Ellison, Feda, Seifert.

Total 7

Excused: None.

Total 0

Absent or not voting: Hurwitz.

Total 1

House Bill No. 404 was passed by the following vote:

Ayes: Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Briggs, Brown, Conn, Donaldson, Dozier, Dussault, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kropp, Lory, Lund, Manning, Matsko, McBride, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Shelden, Shontz, Sivertsen, Stobie, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 68

Noes: Abrams, Asay, Brand, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Feda, Hannah, Keyser, Kitselman, Manuel, McLane, Menahan, Moore, O'Hara, Pavlovich, Sales, Schultz, Seifert, Smith, Spilker, Switzer, Thoft, Winslow.

Total 30

Excused: None.

Total 0

Absent or not voting: Bertelsen, Hart.

Total 2

House Bill No. 413 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Brand, Briggs, Burnett, Devlin, Ellison.

Total 5

Excused: None.

Total 0

Absent or not voting: O'Hara, Shontz.

Total 2

House Bill No. 414 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Harper, Pavlovich, Smith, Thoft.

Total 4

Excused: None.

Total 0

Absent or not voting: Winslow.

Total 1

House Bill No. 424 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Brand, Briggs, Burnett, Keyser, Moore, Sales, Smith.

Total 7

Excused: None.

Total 0

Absent or not voting: None.

Total 0

House Bill No. 450 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould,

Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

House Bill No. 452 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Asay.

Total 1

House Bill No. 488 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Briggs, Cozzens, Hemstad, Keedy, McLane, Sales, Schultz, Seifert, Stobie, Thoft, Vinger.



Total 11

Excused: None.

Total 0

Absent or not voting: Asay.

Total 1

House Bill No. 507 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: Harp.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

House Bill No. 524 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

House Bill No. 525 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett,



Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 94

Noes: Hannah, Moore, Nordtvedt, Thoft, Yardley.

Total 5

Excused: None.

Total 0

Absent or not voting: Jensen.

Total 1

House Bill No. 531 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 90

Noes: Asay, Bergene, Conn, Daily, Eudaily, Lory, McLane, Pavlovich, Teague, Yardley.

Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

House Bill No. 534 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Fagg, Kessler.

Total 2

House Bill No. 573 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Andreason, Bennett, Bergene, Bertelsen, Briggs, Ellerd, Ellison, Hannah, Jensen, Keyser, Kropp, Lund, Robbins, Schultz, Smith, Vinger.

Total 16

Excused: None.

Total 0

Absent or not voting: Devlin.

Total 1

House Bill No. 575 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Burnett, Jacobsen, Roth, Seifert.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

House Bill No. 587 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Hannah, Nordtvedt.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

House Bill No. 593 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

House Bill No. 598 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz,



Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Quilici, Shelden.

Total 2

House Bill No. 621 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Nordtvedt.

Total 1

Excused: None.

Total 0

Absent or not voting: Menahan.

Total 1

House Bill No. 630 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Azzara, Bengtson, Brand, Hannah, Jensen, Moore, Nordtvedt, Roth.

Total 8

Excused: None.

Total 0



Absent or not voting: None.

Total 0

House Bill No. 632 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Burnett, Curtiss, Stobie.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

House Bill No. 643 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 93

Noes: Bennett, Brand, Harp, Nordtvedt, Stobie, Yardley.

Total 6

Excused: None.

Total 0

Absent or not voting: Burnett.

Total 1

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Azzara in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative O'Connell moved that Senate Amendments to HJR 15 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Bennett, Bergene, Brand, Briggs, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fagg, Feda, Hannah, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Lund, Manning, Manuel, Marks, Matsko, Menahan, Moore, Mueller, Nordtvedt, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 66

Noes: Abrams, Azzara, Bardanouve, Bengtson, Bertelsen, Brown, Conn, Dozier, Dussault, Fabrega, Hanson, Huennekens, Keedy, Kessler, Kropp, Lory, McBride, McLane, Meyer, Neuman, Nilson, Oberg, Phillips, Robbins, Roush, Shelden, Vincent, Waldron, Yardley.

Total 29

Excused: None.

Total 0

Absent or not voting: Ellison, Gould, Metcalf, Roth, Sivertsen.

Total 5

Representative Vincent moved that HB 429, second reading copy, be amended as follows:

1. Page 1, line 25.

Following: "TO"

Strike: "REVENUE OR"

2. Page 2, lines 1 and 2.

Following: "TO"

Strike: "REVENUE OR"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Andreason, Brand, Conn, Ellerd, Harrington, Kemmis, Kitselman, Menahan.

Total 8

And HB 429, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Cozzens, Daily, Donaldson, Dozier, Dussault, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Lory, Lund, Manning, Manuel, Marks, McBride, Menahan, Metcalf, Meyer, Moore, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roush, Shelden, Shontz, Smith, Spilker, Teague, Thoft, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 68

Noes: Asay, Bennett, Briggs, Burnett, Curtiss, Devlin, Ellerd, Ellison, Ernst, Feda, Gould, Harp, Jacobsen, Kitselman, Kropp, Matsko, McLane, Mueller, Neuman, Nordtvedt, Pistoria, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Stobie, Switzer, Underdal, Vinger, Wallin.

Total 32

Excused: None.

Total 0

Absent or not voting: None.

Total 0

That HB 485 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Burnett, Donaldson, Holliday, Lund, Sivertsen, Stobie, Yardley.

Total 7

Representatives Dussault, Holliday, and Oberg excused at this time.

That HB 494 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel,

Marks, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Sheldon, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.  
Total 85

Noes: None.

Total 0

Excused: Dussault, Holliday, Oberg.

Total 3

Absent or not voting: Bertelsen, Brand, Burnett, Ellison, Fagg, Kitselman, Lund, Matsko, Pistoria, Seifert, Stobie, Yardley.

Total 12

The Long Range Building Committee excused at this time.

That HB 495 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sheldon, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.  
Total 81

Noes: Andreason, Menahan.

Total 2

Excused: Bardanouve, Daily, Donaldson, Dussault, Holliday, Hurwitz, Manuel, Moore, Oberg.

Total 9

Absent or not voting: Brand, Harrington, Keedy, Lund, Marks, O'Connell, Thoft, Yardley.

Total 8

That HB 510 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Matsko, McBride, McLane, Metcalf, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sheldon, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.  
Total 79

Noes: None.

Total 0

Excused: Bardanouve, Daily, Donaldson, Dussault, Holliday, Hurwitz, Manuel, Moore, Oberg.



Total 9

Absent or not voting: Andreason, Brand, Burnett, Ellison, Harrington, Kitselman, Lund, Marks, Menahan, Meyer, Thoft, Winslow.

Total 12

Representative Huennekens moved that HB 539, second reading copy, be amended as follows:

1. Page 1, line 13.

Following: "value"

Insert: "or less"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Devlin, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Keyser, Kropp, Lory, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 75

Noes: Keedy, Kemmis.

Total 2

Excused: Bardanouve, Daily, Donaldson, Dussault, Holliday, Hurwitz, Manuel, Moore, Oberg.

Total 9

Absent or not voting: Brand, Burnett, Curtiss, Ellison, Harrington, Kessler, Kitselman, Lund, Marks, Robbins, Roth, Seifert, Stobie, Winslow.

Total 14

And HB 539, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Harper, Harrington, Hart, Hemstad, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 76

Noes: Asay, Fagg, Hanson, Harp, McLane, Ryan, Vinger.

Total 7

Excused: Bardanouve, Daily, Donaldson, Dussault, Holliday, Hurwitz, Manuel, Moore, Oberg.

Total 9

Absent or not voting: Brand, Burnett, Ellison, Lund, Marks, Seifert, Shelden, Teague.

Total 8

Representative Thoft excused at this time.

That HB 550 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conroy, Cozzens, Curtiss, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.  
Total 81

Noes: None.

Total 0

Excused: Bardanouve, Daily, Donaldson, Dussault, Holliday, Hurwitz, Manuel, Moore, Oberg, Thoft.  
Total 10

Absent or not voting: Brand, Briggs, Burnett, Conn, Jensen, Lund, Marks, Shelden, Winslow.  
Total 9

Representative Fabrega moved that HB 562 be passed to the bottom of the board. Motion carried.

That HB 569 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.  
Total 80

Noes: Nordtvedt, Stobie.

Total 2

Excused: Bardanouve, Daily, Donaldson, Dussault, Holliday, Hurwitz, Manuel, Moore, Oberg, Thoft.  
Total 10

Absent or not voting: Brand, Curtiss, Jensen, Lund, Marks, Roth, Smith, Winslow.  
Total 8

Representative Menahan in the Chair.

That HB 622 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson,

Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 73

Noes: Bennett, Briggs, Burnett, Ellerd, Hannah, Harp, Seifert.

Total 7

Excused: Bardanouve, Daily, Donaldson, Dussault, Holliday, Hurwitz, Manuel, Moore, Oberg, Thoft.

Total 10

Absent or not voting: Azzara, Brand, Dozier, Lund, Marks, O'Hara, Sales, Smith, Stobie, Winslow.

Total 10

Representative Azzara in the Chair.

Representatives Donaldson and Thoft present at this time.

That HB 675 do pass by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harper, Hart, Hemstad, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: Anderson, Bennett, Harp, Neuman, Quilici.

Total 5

Excused: Bardanouve, Daily, Dussault, Holliday, Hurwitz, Manuel, Moore, Oberg.

Total 8

Absent or not voting: Brand, Burnett, Ellison, Gould, Harrington, Lund, O'Connell, Smith.

Total 8

Representative Roth excused at this time.

Representative Oberg present at this time.

That HB 291 do pass by the following vote:

Ayes: Anderson, Azzara, Bengtson, Bergene, Bertelsen, Brown, Conn, Curtiss, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hanson, Harper, Hart, Hemstad, Huennekens, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Kitselman, Lory, Manning, Marks, McBride, Menahan, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Sales, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 57

Noes: Andreason, Asay, Bennett, Briggs, Conroy, Cozzens, Devlin, Hannah, Harp, Iverson, Kennerly, Keyser, Kropp, Matsko, McLane,



O'Hara, Phillips, Roush, Ryan, Schultz, Seifert, Stobie, Switzer, Underdal, Vinger, Winslow.

Total 26

Excused: Bardanouve, Daily, Dussault, Holliday, Hurwitz, Manuel, Moore, Roth.

Total 8

Absent or not voting: Abrams, Brand, Burnett, Fagg, Feda, Harrington, Lund, Metcalf, Smith.

Total 9

Representative Andreason excused at this time.

Representative Fagg moved that SB 340 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Andreason, Bardanouve, Daily, Dussault, Holliday, Hurwitz, Manuel, Moore, Roth.

Total 9

Absent or not voting: Brand, Harrington, Lund, Oberg, Sales, Shelden.

Total 6

Representative Curtiss excused at this time.

Representative Daily present at this time.

That HB 130 do pass by the following vote:

Ayes: Abrams, Asay, Azzara, Bengtson, Bergene, Briggs, Brown, Burnett, Conn, Cozzens, Daily, Devlin, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Marks, Matsko, McBride, Menahan, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Shelden, Shontz, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 72

Noes: Anderson, Bennett, Bertelsen, Conroy, Ellerd, Feda, Hannah, Keyser, McLane, Metcalf, Nordtvedt, Seifert, Sivertsen, Spilker, Winslow.

Total 15

Excused: Andreason, Bardanouve, Curtiss, Dussault, Holliday, Hurwitz, Manuel, Moore, Roth.



Total 9

Absent or not voting: Brand, Donaldson, Lund, Sales.

Total 4

Representative Manuel present at this time.

That HB 132 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Dozier, Eller, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harrington, Hart, Hemstad, Huennekens, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 75

Noes: Azzara, Harp, Harper, Keedy, Metcalf, Oberg, O'Connell, O'Hara, Vincent, Waldron, Winslow.

Total 11

Excused: Andreason, Bardanouve, Curtiss, Dussault, Holliday, Hurwitz, Moore, Roth.

Total 8

Absent or not voting: Brand, Donaldson, Iverson, Lund, Marks, Sales.

Total 6

Representatives Bardanouve and Moore present at this time.

That HB 299 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Eller, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Jensen, Keyser.

Total 2

Excused: Andreason, Curtiss, Dussault, Holliday, Hurwitz, Roth.

Total 6

Absent or not voting: Bengtson, Brand, Lund, Marks, Sales, Sivertsen.

Total 6

Representative Anderson moved that HB 375, second reading copy, be amended as follows:

1. Page 2, line 8.

Following: "of"

Insert: "specific items of"

2. Page 2, line 9.

Following: "facilities"

Insert: "and provided, further, that such reserve funds shall be held in an interest bearing form until utilized for the designated purpose, and all interest earned shall be added to the reserve fund. Such reserve fund may be accumulated simultaneously for the purchase of more than one such item, provided that the total to be budgeted for the reserve fund each year shall not exceed 33  $\frac{1}{3}$  % of the total projected costs of such items"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Feda, Gould, Hanson, Harp, Harper, Hart, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Seifert, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: None.

Total 0

Excused: Andreason, Curtiss, Dussault, Holliday, Hurwitz, Roth.

Total 6

Absent or not voting: Bengtson, Brand, Daily, Ellison, Fabrega, Fagg, Hannah, Harrington, Hemstad, Lund, Manning, Sales, Schultz, Shelden, Shontz, Sivertsen, Underdal.

Total 17

And HB 375, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: None.

Total 0

Excused: Andreason, Curtiss, Dussault, Holliday, Hurwitz, Roth.

Total 6

Absent or not voting: Bengtson, Brand, Burnett, Daily, Harrington, Hemstad, Lund, Manning, Sales, Shontz, Sivertsen.

Total 11

Representative Conn excused at this time.

That HB 394 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bertelsen, Briggs, Burnett, Conroy, Cozzens, Devlin, Donaldson, Dozier, Ernst, Fagg, Fedá, Hannah, Hanson, Hemstad, Jacobsen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Lory, Manning, Marks, Matsko, McLane, Moore, Neuman, Roush, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Vincent, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 45

Noes: Bengtson, Bennett, Bergene, Brown, Daily, Ellerd, Eudaily, Fabrega, Gould, Harp, Hart, Huennekens, Iverson, Jensen, Kennerly, Kropp, Manuel, McBride, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Ryan, Schultz, Stobie, Teague, Thoft, Underdal, Vinger, Williams.

Total 40

Excused: Andreason, Conn, Curtiss, Dussault, Holliday, Hurwitz, Roth.

Total 7

Absent or not voting: Azzara, Brand, Ellison, Harper, Harrington, Lund, Sales, Sivertsen.

Total 8

That HB 447 do pass by the following vote:

Ayes: Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Huennekens, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roush, Ryan, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: Kanduch, Pistoria, Schultz, Thoft.

Total 4

Excused: Andreason, Conn, Curtiss, Dussault, Holliday, Hurwitz, Roth.

Total 7

Absent or not voting: Abrams, Brand, Harrington, Lund, O'Connell, Sales, Shontz.

Total 7

That HB 448 do pass by the following vote:

Ayes: Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conroy, Cozzens, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Harper, Harrington, Hemstad, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Marks, Matsko, McLane, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Roush, Ryan, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 73



Noes: Asay, Brown, Ellison, Hanson, Hart, Kitselman, McBride, Menahan, Pavlovich, Quilici.

Total 10

Excused: Andreason, Conn, Curtiss, Dussault, Holliday, Hurwitz, Roth.

Total 7

Absent or not voting: Abrams, Anderson, Brand, Daily, Harp, Lund, Meyer, Robbins, Sales, Shontz.

Total 10

That HB 498 do pass by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conroy, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McLane, Metcalf, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 77

Noes: Anderson, Cozzens, Hannah, McBride, Nordtvedt, Ryan, Stobie, Yardley.

Total 8

Excused: Andreason, Conn, Curtiss, Dussault, Holliday, Hurwitz, Roth.

Total 7

Absent or not voting: Brand, Dozier, Harp, Lund, Menahan, Meyer, Sales, Seifert.

Total 8

Representative Gould excused at this time.

That HB 527 do pass. Representative Hemstad made a substitute motion that HB 527 do not pass. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bertelsen, Briggs, Brown, Burnett, Conroy, Cozzens, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Smith, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 78

Noes: Azzara, Bennett, Bergene, Dozier, Huennekens, Mueller, Seifert, Spilker, Teague, Waldron.

Total 10

Excused: Andreason, Conn, Curtiss, Dussault, Gould, Holliday, Hurwitz, Roth.

Total 8

Absent or not voting: Brand, Hart, Lund, Sales.

Total 4



That HB 594 do pass by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanoue, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 83

Noes: Burnett, Feda, McLane, Underdal.  
Total 4

Paired: Dussault, Holliday, Ayes; Burnett, Feda, Noes.

Excused: Andreason, Conn, Curtiss, Gould, Hurwitz, Roth.  
Total 6

Absent or not voting: Asay, Brand, Fabrega, Lund, Meyer, Sales, Sheldon.  
Total 7

That the Committee rise and report. (Azzara, Chairman). Report adopted. (82-0)

### MOTIONS

Representative Harrington moved that HB 776 be taken from the Committee on Natural Resources and rereferred to the Committee on Taxation. Motion carried.

Representative Nordtvedt moved that the rules be temporarily suspended to allow him to introduce a House joint resolution late dealing with energy saving traffic signals. Motion carried unanimously.

Representative Asay moved that the House reconsider its action in passing HB 394 on Second Reading this day so that it may be amended. Motion carried. (74-7)

Representative Fagg moved that the half-hour rule be suspended this evening because a hearing is scheduled to be held in the House chamber at 7:30 p.m. Motion carried.

### SPECIAL ORDERS OF THE DAY

Consent Calendar

Discussion was allowed on HB 661.

Representative Fagg moved that the House adjourn until 3:00 p.m., February 18, 1981.

Motion carried.

House adjourned at 7:30 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## THIRTY-NINTH LEGISLATIVE DAY

Helena, Montana  
February 18, 1981

House Chambers  
Capitol Building

House convened at 3:05 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Brand, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Thirty-eighth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 2/18/81  
Correctly printed - HB 106, HB 188, HB 262, HB 367, HB 378, HB 380, HB 574, HB 577, HB 639, HB 642, HB 677, HB 696, HJR 22.  
Correctly engrossed - HB 130, HB 132, HB 299, HB 429, HB 447, HB 448, HB 485, HB 494, HB 495, HB 498, HB 510, HB 550, HB 569, HB 594.  
Considered correctly engrossed - HB 291, HB 622, HB 675.  
Correctly enrolled - HB 287, HJR 7.  
Examined by the sponsor (Fabrega) and found to be correct - HB 287.  
Examined by the sponsor (Nordtvedt) and found to be correct - HJR 7.  
Signed by the Speaker at 3:15 p.m., 2/18/81 - HB 287, HJR 7.  
Delivered to the Governor for his approval at 5:10 p.m., 2/18/81 - HB 287.

BUSINESS AND INDUSTRY (Fabrega, Chairman): 2/16/81  
HB 105, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Shelden, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 80

Noes: Bengtson, Brown, Harper, Jacobsen, Keedy, Manuel, Pavlovich, Robbins, Shontz, Switzer, Vincent, Waldron.  
Total 12

Excused: Brand.  
Total 1

Absent or not voting: Azzara, Bardanouve, Conroy, Curtiss, Harp, Menahan, Seifert.

Total 7

2/17/81

HB 395, do not pass. Representative Fabrega moved the adoption of the Adverse Committee Report. Representative Meyer made a substitute motion that HB 395 be printed and placed on Second Reading. Motion failed. (32-66) Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Daily, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Oberg, \*O'Hara, Phillips, Quilici, Roush, Ryan, Schultz, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 76

Noes: Bennett, Burnett, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Kanduch, Kropp, McLane, Meyer, Nordtvedt, Pavlovich, Pistoria, Robbins, Roth, Sales, Seifert, Sivertsen, Stobie, Underdal, Vinger.

Total 22

Excused: Brand.

Total 1

Absent or not voting: O'Connell.

Total 1

\*Representative O'Hara moved that his vote be changed from no to yes. Motion carried unanimously. See Motions.

HUMAN SERVICES (Gould, Chairman):

2/17/81

HB 458, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Bengtson, Bennett, Feda, Hemstad, McLane, Pavlovich, Roush, Stobie, Switzer, Vinger, Williams, Winslow.

Total 12

Excused: Brand.

Total 1

Absent or not voting: Azzara, Conroy, Curtiss, O'Hara, Seifert, Smith.

Total 6

HB 513, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bennett, Bertelsen, Briggs, Burnett, Conn, Cozzens, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Roth, Roush, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 66

Noes: Bardanouve, Bengtson, Bergene, Brown, Daily, Dussault, Harper, Harrington, Hart, Hemstad, Huennekens, Keedy, Kennerly, Manning, McBride, Menahan, Metcalf, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Ryan, Teague, Vincent, Waldron, Williams.

Total 29

Excused: Brand.

Total 1

Absent or not voting: Azzara, Conroy, Curtiss, Seifert.

Total 4

HB 634, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Bardanouve, Bennett, Bertelsen, Briggs, Burnett, Cozzens, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Matsko, Metcalf, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Yardley, Zabrocki, Mr. Speaker.

Total 66

Noes: Abrams, Bengtson, Bergene, Brown, Conn, Dussault, Harp, Keedy, Kemmis, Kitselman, Manning, Manuel, McBride, McLane, Menahan, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Roush, Teague, Vincent, Waldron, Williams, Winslow.

Total 28

Excused: Brand.

Total 1

Absent or not voting: Azzara, Conroy, Curtiss, Kanduch, Seifert.

Total 5

AGRICULTURE, LIVESTOCK AND IRRIGATION (Smith, Chairman):

2/16/81

Committee adopted the following Statement of Intent for HB 467:

#### STATEMENT OF INTENT HOUSE BILL 467

A statement of intent is required for House Bill 467 because it delegates rulemaking authority to the Director of Agriculture in sections 9, 10, and 12.



Section 9 says that the assessment on alfalfa seed must be paid at times the department would prescribe by rule. The rules should allow for administrative convenience for both the department and the growers. Section 10 allows the department to adopt rules relating to procedures for requesting a refund of an assessment under the act. Section 12 grants authority for the department to prescribe records that must be kept by alfalfa dealers as an aid in enforcing the provisions of the act. All such rules should be as simple and easily complied with as possible.

In that the purposes and structure of the Alfalfa Seed Industry Act are to a great degree analogous to the purposes and structure of the wheat research and marketing law, it is the intent of the Legislature that rules adopted should be similar in nature to those adopted under the wheat research and marketing law.

HB 740, do pass. Report adopted.

Committee adopted the following Statement of Intent:

STATEMENT OF INTENT  
HOUSE BILL 740

A statement of intent is required for House Bill 740 because it delegates rulemaking authority to the Department of Livestock in section 3.

The purposes of the Montana Beef Research and Marketing Act are similar to those of the Montana Pork Research and Marketing Act and it is the intent of the Legislature that it be administered in a similar manner. Rules adopted under HB 740 should not be significantly different from those adopted under the Montana Pork Research and Marketing Act.

It is the further intent of the Legislature that the Department pursue the goals of the Act by expanding the research and marketing efforts that already exist. The Department should not establish any research unit or agency of its own but should carry out the purposes of the Act in cooperation with local, state, or national organizations, public or private, in carrying out all phases of research and marketing contemplated by the bill. The Legislature expects that most Montana research and marketing activity will be handled by the Montana Beef Council.

BUSINESS AND INDUSTRY (Fabrega, Chairman):

2/18/81

HB 376, introduced bill, be amended as follows:

1. Title, line 6.

Following: "THE"

Strike: "MONTANA"

Following: "ACT"

Insert: "OF MONTANA"

2. Page 1, line 20.

Following: "securities"

Strike: ", but"

Insert: ". A partner, officer, or director of a broker-dealer or issuer is a "salesman" only if he otherwise comes within this definition."

3. Page 1, line 21.

Strike: ""salesman""

Insert: ""Salesman""

4. Page 2, lines 4 through 7.

Following: "state." on line 4

Strike: "A" through "definition." on line 7

5. Page 8, line 10.

Following: "commissioner"

Strike: "to the extent"  
Insert: "provided"

6. Page 8, line 11.  
Following: "registered"  
Strike: "with"  
Insert: "pursuant to"

7. Page 8, lines 11 and 12.  
Following: "securities" on line 11  
Strike: "and exchange commission"  
Insert: "act of 1933"

8. Page 9, line 11.  
Following: "exchange"  
Strike: "or"  
Insert: ","

9. Page 9, line 12.  
Following: "exchange,"  
Insert: "the Pacific stock exchange, the Midwest stock exchange, or any other stock exchange registered with the federal securities and exchange commission and approved by the commissioner;"

10. Page 10, line 21.  
Following: "subsection"  
Strike: "(8)(d)"  
Insert: "(8)(b)(iv)"

11. Page 13, line 15.  
Following: "any"  
Strike: "nonissuer"

12. Page 13, lines 16 through 20.  
Following: "or not" on line 16  
Strike: "offer" through "issuer" on line 20  
Insert: "sale of any security made by or on behalf of a bona fide owner for the owner's account, if the owner is not an issuer, underwriter, broker-dealer, or salesman and the sale is not made in the course of repeated and successive transactions of a like character. This subsection does not exempt any broker-dealer or salesman participating in an isolated sale from registering in accordance with 30-10-201, and this exemption is not available in connection with any sale not made in good faith but rather for the purpose of evading the registration requirements imposed under parts 1 through 3 of this chapter"

13. Page 14, line 4.  
Following: "(a)"  
Insert: "quotations for"

14. Page 14, lines 6 and 7.  
Following: "shares" on line 6  
Strike: "are" through "shares" on line 7

15. Page 15, line 15.  
Following: "that"  
Strike: "if"  
Insert: "but the commissioner may require that"

16. Page 15, line 16.  
Following: "form"

Strike: "acknowledges"

Insert: "acknowledge upon a specified form"

17. Page 15, line 18.

Strike: "the acknowledgment"

Insert: "each form"

18. Page 15, line 19.

Following: "~~specified~~"

Insert: "specified"

Following: "period"

Strike: "of 5 years"

19. Page 18, line 21 through line 5 on page 21.

Following: "30-10-108" on line 21 on page 18

Insert: " "

Strike: "and is amended to read:" through "certified." on line 5 on page 21

And, as amended, do pass. Report adopted.

HB 385, introduced bill, be amended as follows:

1. Title, lines 5 through 7.

Following: "CORPORATIONS;" on line 5

Strike: "TO" through "TAXED" on line 7

Insert: "TO INCREASE THE ANNUAL REPORT FEE TO 50 CENTS FOR EACH MEMBER"

2. Title, line 10.

Following: "EVERY"

Strike: "3"

Insert: "4"

Following: "YEARS;"

Insert: "AND"

3. Title, line 11.

Following: "33-30-301, MCA"

Strike: "; AND REPEALING SECTION 33-30-203, MCA"

4. Page 1, lines 14 through 24.

Strike: section 1 in its entirety

Renumber: subsequent sections

5. Page 2.

Following: line 20

Insert: "(g) filing annual report, a fee of 50 cents for each individual or family unit the corporation covered at the close of the year to which the annual report is applicable, except that the minimum fee payable upon filing of an annual report is \$100."

6. Page 4, lines 8 and 9.

Following: "If" on line 8

Strike: "At least once in every 3 years or at any time"

Insert: "If"

7. Page 4.

Following: line 12

Insert: "(2) In addition to the examination authorized in subsection (1), at least once every 4 years, the commissioner shall conduct an examination of each health service corporation to determine if the corporation is fulfilling its contractual obligations by prompt satisfaction of claims at the highest monetary level consistent with reasonable dues or fees, and that the corporation's management

exercises appropriate fiscal controls, operations, and personnel policies to assure that efficient and economic administration restrains overhead costs for the benefit of its members."

Renumber: subsequent subsections

8. Page 5, lines 8 and 9.

Strike: section 5 in its entirety

Renumber: subsequent section

And, as amended, do pass. Report adopted.

HB 409, introduced bill, be amended as follows:

1. Title, lines 8 and 9.

Strike: "; PROHIBITING ADVANCES AS SECURITY"

2. Page 2, line 19.

Strike: "Salt Lake City, Utah,"

3. Page 2, line 20.

Strike: "or"

Following: "a"

Strike: "major"

Following: "Montana"

Insert: "or a city in any of the 11 western states that prohibits blind bidding"

4. Page 3, lines 15 through 21.

Strike: subsection (3) in its entirety

5. Page 4, lines 2 through 13.

Strike: section 7 in its entirety

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

HB 654, introduced bill, be amended as follows:

1. Title, line 7.

Following: "BONDS;"

Strike: "INCREASING"

Insert: "ELIMINATING LIMIT ON"

And, as amended, do pass. Report adopted.

HB 692, introduced bill, be amended as follows:

1. Page 2, line 2.

Following: "\$15"

Strike: "\$50"

Insert: "\$25 per brand"

And, as amended, do pass. Report adopted.

HB 706, introduced bill, be amended as follows:

1. Page 1.

Following: line 20

Insert: "(2) Notice of renewal premium must be given 30 days before due."

Renumber: subsequent subsection

And, as amended, do pass. Report adopted.

HB 710, introduced bill, be amended as follows:



1. Page 2, line 11.

Strike: "10"

Insert: "5"

And, as amended, do pass. Report adopted.

Committee adopted the following Statement of Intent:

STATEMENT OF INTENT  
HOUSE BILL 710

A statement of intent is required for HB 710 because the bill authorizes the insurance commissioner to prescribe forms for reporting of business written by nonresident agents. The report shall include the name of the company, the policy number, premium earned and commission earned, and any other information as the commissioner may direct.

FISH AND GAME (Ellison, Chairman):

2/17/81

HB 669, introduced bill, be amended as follows:

1. Title, line 7.

Following: "MCA"

Insert: "AND PROVIDING FOR A DELAYED EFFECTIVE DATE"

2. Page 3, line 17.

Following: line 16

Insert: "Section 2. Effective date. This act is effective January 1, 1983."

And, as amended, do pass. Report adopted.

HIGHWAYS AND TRANSPORTATION (Kropp, Chairman):

2/17/81

HB 320, do pass. Report adopted.

Committee adopted the following Statement of Intent:

STATEMENT OF INTENT  
HOUSE BILL 320

A statement of intent is required for this bill because it grants rulemaking authority to the Department of Highways to implement, interpret, and carry out the provisions relating to motor vehicle size, weight, and load restrictions.

The legislature intends that the department have discretion to adopt rules or to amend existing rules in such manner as will promote the enforcement of provisions regulating vehicles pursuant to Title 61, chapter 10, MCA, for the protection of the public and the state highways. It is intended that the department, with its expertise and experience in the administration and enforcement of gross vehicle weight laws, supplement the statutory provisions with such enforceable rules as are necessary to further the administration and regulation of vehicles under this chapter.

It is contemplated that such rules should supplement and interpret the provisions of Chapter 10, by providing:

(1) guidance and direction for the administration and collection of gross vehicle weight fees;

(2) implementation and regulation of the permit systems authorized by statute; and

(3) regulation of the movement of vehicles with oversized or overweight loads for the purpose of insuring highway safety for the protection of the traveling public and the state highway system.

It is not intended that the department have the authority to adopt rules having the effect of increasing the size, weight, and height standards contained in Title 61, chapter 10.

HJR 33, do pass. Report adopted.

JUDICIARY (Keyser, Chairman):

2/17/81

HB 546, introduced bill, be amended as follows:

1. Page 4, line 10.

Following: "~~61-3-601~~"

Insert: "punishable as provided in 46-18-212"

And, as amended, do pass. Report adopted.

LABOR AND EMPLOYMENT RELATIONS (Ellerd, Chairman): 2/17/81

HB 430, do pass. Report adopted.

HJR 25, do pass. Report adopted.

Consent Calendar

Bill unanimously concurred in and unanimously placed on consent calendar:

SB 132, be concurred in. Report adopted.

LOCAL GOVERNMENT (Bertelsen, Chairman):

2/17/81

HB 192, introduced bill, be amended as follows:

1. Page 1, lines 11 and 12.

Following: "~~The~~"

Strike: "Except for those subdivisions eligible for summary review,  
the"

Insert: "The"

2. Page 2.

Following: line 7

Insert: "(a) expressed public opinion provided that it is in the context of the other criteria;

(b) effects on agriculture and agricultural land, considering at least the productive capability of the land, agricultural preservation plans for the area, and the uniqueness or importance to the local economy of the agricultural commodities produced;"

Renumber: subsequent subsections

And, as amended, do pass. Report adopted.

HB 712, do pass. Report adopted.

STATE ADMINISTRATION (Feda, Chairman):

2/18/81

HB 584, do pass. Report adopted.

HB 723, introduced bill, be amended as follows:

1. Page 2, line 17.

Following: "rules"

Strike: "of administrative agencies"

2. Page 2, line 19.

Following: "Act"

Insert: "by agencies as defined in 2-3-102"

3. Page 2, lines 22 and 23.

Following: "rules"

Strike: "of" through "agencies" on line 23

And, as amended, do pass. Report adopted.

HB 724, do pass. Report adopted.

HB 761, introduced bill, be amended as follows:

1. Page 1, line 25.

Following: "of"

Strike: "50 cents"

Insert: "\$2"

And, as amended, do pass. Report adopted.

TAXATION (Nordtvedt, Chairman):

2/18/81

HB 541, do pass. Report adopted.

HB 648, do pass. Report adopted.

### REPORTS OF SELECT COMMITTEES

SELECT COMMITTEE ON WATER (Roth, Chairman):

2/17/81

HB 596, do pass. Report adopted.

### MESSAGES FROM THE OTHER HOUSE

Senate Bills passed and transmitted to the House for concurrence: 2/17/81

Senate Bill No. 270, introduced by P. Ryan

Senate Bill No. 271, introduced by P. Ryan

Senate Bills passed as amended and transmitted to the House for concurrence: 2/17/81

Senate Bill No. 57, introduced by B. Brown

Senate Bill No. 181, introduced by Story

Senate Bill No. 204, introduced by S. Brown

Senate Bill No. 255, introduced by Turnage, Hammond, Hazelbaker, et al.

Senate Bill No. 257, introduced by S. Brown, Blaylock

Senate Bill No. 347, introduced by Galt, Turnage, Boylan, Roth

House Bills concurred in and returned to the House: 2/17/81

House Bill No. 124, introduced by Lory

House Bill No. 139, introduced by Thoft, Bengtson, Robbins, et al.

House Bill No. 322, introduced by Meyer

House Bill concurred in as amended and returned to the House for concurrence in Senate Amendments: 2/17/81

House Bill No. 118, introduced by Anderson, Thoft, Boylan, Roth

The Senate, on 2/17/81, acceded to the request of the House of Representatives and appointed a Free Conference Committee to meet with a like committee from the House to confer on House Bill No. 94.

The President appointed the following members:

Senator Dover, Chairman

Senator Keating

Senator Van Valkenburg

### MOTIONS

Representative Fagg moved that consideration on HJR 23 and HJR 27 be passed until the 45th legislative day. Motion carried.

Representative Fagg moved that HB 262 be taken from Second Reading and rereferred to the Committee on Business and Industry. Motion carried.

Representative Fagg moved that HB 610 and HB 611 be placed below HB 681 on the Second Reading board this day. Motion carried.

Representative Nordtvedt moved that HB 787 be taken from the Committee on Taxation and rereferred to the Committee on Fish and Game. Motion carried.

Representative Fagg moved that the five-minute rule be temporarily suspended to give the chief sponsor of HB 610 ten minutes to present the bill. Motion carried.

Representative Dussault moved that consideration on HB 57 be passed until the 41st legislative day. Motion carried.

Representative Kemmis moved that HB 753 and HB 762 be taken from the Committee on Taxation and rereferred to the Committee on Business and Industry. Motion carried.

Representative Huennekens moved that the House reconsider its action in adopting the Adverse Committee Report on HB 538 yesterday. Motion carried. (55-39)

Representative Huennekens moved that HB 538 be returned to the Committee on Judiciary for the purpose of amendment. Motion carried.

Representative Lund excused at this time.

Representative Menahan moved that HB 610 and HB 611 be taken from Second Reading and rereferred to the Committee on Appropriations. Motion failed. (43-56)

Representative O'Hara moved that his vote on HB 395 be changed from no to yes. Motion carried unanimously.

Representative Kanduch moved that HB 336 be taken from the Committee on State Administration and returned to Second Reading because the committee will not be able to hear it by the 45th legislative day. Motion carried.

### **FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS**

The following House bills were introduced, read first time and referred to committees:

HB 803, introduced by Brand. Referred to Committee on Judiciary.

HB 804, introduced by Williams, Switzer, Vinger, Roth, Asay, Underdal, Neuman, Devlin, Zabrocki, (By Request of the House Taxation Committee). Referred to Committee on Taxation.

HB 805, introduced by Kitselman. Referred to Committee on Local Government.

HB 806, introduced by Manuel, E. Smith, Stobie, Nilson, (By Request of the Senate Committee on Fish and Game). Referred to Committee on Fish and Game.

HB 807, introduced by Fabrega, Andreason, Meyer. Referred to Committee on Taxation.

HB 808, introduced by Eudaily, Andreason, (By Request of the House Committee on Education). Referred to Committee on Education and Cultural Resources.



HJR 43, introduced by D. Brown, Kitselman, McBride, Quilici, Matsko, Kessler, Pavlovich, Kemmis, Vincent, Daily, Harrington, Marks. Referred to Committee on Education and Cultural Resources.

The following Senate bills were introduced, read first time and referred to committees:

SB 57, introduced by B. Brown, (By Request of the Montana Human Rights Commission). Referred to Committee on Judiciary.

SB 181, introduced by Story, (By Request of the Administrative Code Committee). Referred to Committee on State Administration.

SB 204, introduced by S. Brown. Referred to Committee on State Administration.

SB 255, introduced by Turnage, Hammond, Hazelbaker, Kolstad, Seifert, Zabrocki, Andreason, Moore, Nordtvedt, J. O'Hara, Sales, Curtiss, Conn, Bennett, R. Anderson, Elliott, Keating, Hemstad, Regan, Blaylock, Conroy, M. Anderson, Nelson, E. Smith, Stimatz, Berg, Ryan, Jacobson, Boylan, Healy, Donaldson, Norman, Conover, Halligan, Haffey, Himsl, Burnett, Fagg, Spilker, Thoft, Fabrega, Kropp, O'Connell, Manuel, Lund, Kitselman, Mueller, Ernst, Oberg, Bengtson, Marks, Sivertsen, Vincent, Goodover, S. Brown, Galt, Mazurek, Van Valkenburg, Olson, Johnson, Thomas, Aklestad, Graham, Etchart, Stephens, Meyer, Lee, B. Brown, Tveit, McCallum, Ochsner, Dover, Hager, C. Smith, Manley, Keyser, Bergene, Phillips, Crippen, Williams, Stobie, Schultz, Iverson, Eudaily, Matsko, Severson, Towe, Harp, Hafferman, Manning, Story, Briggs, Robbins, Hart, McLane, Menahan, Hannah, Winslow, Ryan, Lory, Hanson, Switzer, Devlin, Wallin, (By Request of the Revenue Oversight Committee). Referred to Committee on Taxation.

SB 257, introduced by S. Brown, Blaylock. Referred to Committee on State Administration.

SB 270, introduced by P. Ryan, (By Request of the Department of Institutions). Referred to Committee on Human Services.

SB 271, introduced by P. Ryan, (By Request of the Department of Institutions). Referred to Committee on Human Services.

SB 347, introduced by Galt, Turnage, Boylan, Roth. Referred to Select Committee on Water.

Representative Lund present at this time.

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 407 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.  
Total 0

Excused: Brand.  
Total 1

Absent or not voting: Burnett, Hurwitz, O'Hara.  
Total 3

House Bill No. 440 was passed by the following vote:

Ayes: Anderson, Andreason, Azzara, Bardanouve, Bergene, Bertelsen, Conn, Curtiss, Donaldson, Dussault, Ernst, Eudaily, Feda, Hannah, Hanson, Harper, Hart, Huennekens, Iverson, Jensen, Keedy, Kemmis, Kessler, Keyser, Kitselman, Lory, Manning, Matsko, McBride, Menahan, Metcalf, Mueller, Neuman, Oberg, O'Connell, Phillips, Pistoria, Quilici, Robbins, Schultz, Shelden, Shontz, Spilker, Vincent, Waldron, Wallin, Winslow, Yardley, Mr. Speaker.  
Total 49

Noes: Abrams, Asay, Bengtson, Bennett, Briggs, Brown, Conroy, Cozzens, Daily, Devlin, Dozier, Ellerd, Ellison, Fabrega, Fagg, Gould, Harp, Harrington, Hemstad, Holliday, Hurwitz, Jacobsen, Kanduch, Kennerly, Kropp, Lund, Manuel, McLane, Meyer, Moore, Nilson, Nordtvedt, Pavlovich, Roth, Roush, Ryan, Sales, Seifert, Sivertsen, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Williams, Zabrocki.  
Total 48

Excused: Brand.  
Total 1

Absent or not voting: Burnett, O'Hara.  
Total 2

House Bill No. 464 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 93

Noes: Dozier, Waldron.  
Total 2

Excused: Brand.  
Total 1

Absent or not voting: Burnett, Ellison, Jensen, O'Hara.  
Total 4

#### CONSENT CALENDAR

House Bill No. 661 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: O'Hara.

Total 1

Excused: Brand.

Total 1

Absent or not voting: Burnett.

Total 1

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Vincent in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Williams moved that HB 618, second reading copy, be amended as follows:

1. Title, line 10.

Following: "PROGRAMS"

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 1, line 22.

Following: "education"

Strike: "program"

Insert: "and industrial arts programs"

3. Page 4.

Following: line 4

Insert: "Section 4. Effective date. This act is effective on passage and approval."

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen,



Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: None.

Total 0

Excused: Brand.

Total 1

Absent or not voting: Burnett, Fagg, Harrington, Hurwitz, Marks, McLane, O'Connell, O'Hara, Pistoria, Quilici, Roth, Shelden, Shontz, Thoft, Underdal, Vinger, Waldron.

Total 17

And HB 618, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bertelsen, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Brand.

Total 1

Absent or not voting: Bardanouve, Bennett, Bergene, Burnett, Conroy, Ellison, Fedra, Jensen, Nordtvedt, Shelden, Shontz, Waldron.

Total 12

That HB 636 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bergene, Briggs, Conn, Conroy, Cozzens, Daily, Devlin, Dozier, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Seifert, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 68

Noes: Azzara, Bardanouve, Bennett, Bertelsen, Brown, Dussault, Ellerd, Fagg, Harper, Huennekens, Keedy, Keyser, Marks, McBride, Metcalf, Moore, Nordtvedt, Roth, Sales, Sivertsen, Smith, Spilker, Waldron.

Total 23

Excused: Brand.



Total 1

Absent or not voting: Burnett, Curtiss, Donaldson, Ellison, Jensen, Schultz, Shelden, Shontz.

Total 8

That HB 656 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Ellerd, Ellison, Ernst, Fabrega, Fagg, Fedá, Hannah, Harp, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 73

Noes: Abrams, Dozier, Dussault, Eudaily, Gould, Hanson, Harper, Huennekens, Kemmis, Kennerly, Lory, McBride, Menahan, Metcalf, Neuman, Oberg, Quilici, Shelden, Yardley.

Total 19

Excused: Brand.

Total 1

Absent or not voting: Bardanouve, Bertelsen, Curtiss, Donaldson, Jensen, Schultz, Waldron.

Total 7

Representative Kemmis moved that HB 657, second reading copy, be amended. Amendment failed by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bengtson, Brown, Conn, Daily, Dozier, Dussault, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 40

Noes: Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 59

Excused: Brand.

Total 1

Absent or not voting: None.

Total 0

That HB 657 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Bennett, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedá, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane,

Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 55

Noes: Abrams, Azzara, Bardanouve, Bengtson, Bergene, Brand, Brown, Daily, Dozier, Dussault, Fabrega, Gould, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 45

Paired: Fagg, Aye; Brand, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

That HB 681 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Jensen.

Total 1

Excused: Brand.

Total 1

Absent or not voting: Andreason, Donaldson, Keedy, Kessler, Lund, Meyer, Smith.

Total 7

Representative Anderson moved that HB 610, second reading copy, be amended as follows:

1. Page 8, line 9.

Following: "~~budget~~."

Strike: "~~The~~"

Insert: "(a) In 1981 the"

2. Page 8, line 12.

Following: "~~in~~"

Strike: "~~the preceding year~~"

Insert: "1980"

3. Page 8.

Following: line 15

Insert: “(b) In 1982 the trustees of any district may propose an additional levy to the electors no greater than 81% of the amount certified by the trustees to the county superintendent under subsection (4) in 1980 or 25% of the district’s proposed total general fund budget, whichever is greater, excluding approved allowable costs for special education.”

Amendment passed by the following vote:

Ayes: Anderson, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, O’Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Smith, Spilker, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 56

Noes: Abrams, Azzara, Brown, Daily, Dozier, Dussault, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, O’Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 39

Excused: Brand.

Total 1

Absent or not voting: Bennett, Donaldson, Sivertsen, Stobie.

Total 4

Representative Gould excused at this time.

Representative Nordtvedt moved that HB 610, second reading copy, be further amended. Amendment failed by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bengtson, Brand, Brown, Burnett, Conroy, Daily, Dozier, Dussault, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, O’Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Sales, Shelden, Shontz, Sivertsen, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 46

Noes: Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Conn, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, O’Hara, Phillips, Roth, Ryan, Schultz, Seifert, Smith, Spilker, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 53

Paired: Brand, Kemmis, Ayes; Fagg, Gould, Noes.

Excused: None.

Total 0

Absent or not voting: Stobie.

Total 1

Representative Gould present at this time.



Representative Smith excused at this time.

Representative Harrington moved that HB 610, second reading copy, be further amended. Amendment failed by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bengtson, Brand, Brown, Conroy, Daily, Dozier, Dussault, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Sales, Shelden, Shontz, Sivertsen, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.  
Total 45

Noes: Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Conn, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, O'Hara, Phillips, Roth, Ryan, Schultz, Seifert, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.  
Total 54

Paired: Brand, Kemmis, Ayes; Fagg, Smith, Noes.

Excused: None.  
Total 0

Absent or not voting: Burnett.  
Total 1

Representatives Devlin and Ryan excused at this time.

And HB 610, as amended, do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Conn, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, O'Hara, Phillips, Roth, Ryan, Schultz, Seifert, Spilker, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.  
Total 52

Noes: Abrams, Azzara, Bardanouve, Bengtson, Brand, Brown, Burnett, Conroy, Daily, Dozier, Dussault, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Sales, Shelden, Shontz, Sivertsen, Stobie, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.  
Total 47

Paired: Devlin, Fagg, Ryan, Spilker, Ayes; Brand, Dussault, Nordtvedt, O'Connell, Noes.

Excused: Smith.  
Total 1

Absent or not voting: None.  
Total 0

That HB 611 do pass by the following vote:



Ayes: Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Conn, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, O'Hara, Phillips, Pistoria, Roth, Ryan, Schultz, Seifert, Smith, Spilker, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 54

Noes: Abrams, Azzara, Bardanouve, Bengtson, Brand, Brown, Burnett, Conroy, Daily, Dozier, Dussault, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Quilici, Robbins, Roush, Sales, Shelden, Shontz, Sivertsen, Stobie, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 46

Paired: Devlin, Fagg, Hannah, Ryan, Smith, Ayes; Brand, Kemmis, Menahan, O'Connell, Quilici, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

The Committee on Human Services, the Committee on Natural Resources, and the Educational Subcommittee on Appropriations excused at this time.

That HB 562 do pass by the following vote:

Ayes: Anderson, Asay, Azzara, Bergene, Bertelsen, Brown, Conn, Cozzens, Daily, Dussault, Ellerd, Ellison, Fabrega, Fagg, Feda, Hanson, Harper, Harrington, Hart, Hemstad, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lund, Manuel, Marks, Matsko, McBride, Menahan, Meyer, Oberg, Phillips, Pistoria, Robbins, Sales, Shontz, Spilker, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 51

Noes: Neuman.

Total 1

Excused: Abrams, Bardanouve, Bengtson, Bennett, Brand, Burnett, Curtiss, Devlin, Donaldson, Dozier, Gould, Harp, Huennekens, Iverson, Keyser, Manning, Metcalf, Mueller, Nilson, Nordtvedt, Pavlovich, Quilici, Roth, Seifert, Shelden, Sivertsen, Smith, Switzer, Winslow.

Total 29

Absent or not voting: Andreason, Briggs, Conroy, Ernst, Eudaily, Hannah, Holliday, Hurwitz, Jensen, Lory, McLane, Moore, O'Connell, O'Hara, Roush, Ryan, Schultz, Stobie, Underdal.

Total 19

That the Committee rise and report. (Vincent, Chairman). Report adopted. (38-25)

Representative Fagg moved that the House adjourn until 3:00 p.m., February 19, 1981.

Motion carried.

House adjourned at 8:10 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk



## FORTIETH LEGISLATIVE DAY

Helena, Montana  
February 19, 1981

House Chambers  
Capitol Building

House convened at 3:05 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Thirty-ninth Legislative Day, find the same to be correct.

SPILKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman):

2/19/81

Correctly printed - HB 192, HB 320, HB 376, HB 385, HB 409, HB 430, HB 467, HB 541, HB 546, HB 584, HB 596, HB 648, HB 654, HB 664, HB 669, HB 692, HB 706, HB 710, HB 712, HB 723, HB 724, HB 740, HB 761, HJR 25, HJR 33.

Correctly engrossed - HB 375, HB 610, HB 618, HB 656.

Considered correctly engrossed - HB 562, HB 611, HB 636, HB 657, HB 681.

EDUCATION AND CULTURAL RESOURCES (Eudaily, Chairman):

2/11/81

HB 198, do not pass. Representative Eudaily moved the adoption of the Adverse Committee Report. Representative Brand made a substitute motion that HB 198 be printed and placed on Second Reading. Motion failed. (40-57) Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Devlin, Donaldson, Dussault, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Hurwitz, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Lory, Lund, Matsko, McBride, Metcalf, Meyer, Moore, Mueller, Nordtvedt, Oberg, Phillips, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 65

Noes: Asay, Brand, Brown, Conroy, Curtiss, Daily, Dozier, Ellerd, Ernst, Feda, Harrington, Hemstad, Jacobsen, Kanduch, Kropp, Manning, Manuel, McLane, Menahan, Neuman, O'Connell, Pavlovich, Pistoria, Roth, Sales, Teague, Vinger.

Total 27

Excused: None.

Total 0

Absent or not voting: Bardanouve, Ellison, Iverson, Kitselman, Nilson, O'Hara, Shelden, Underdal.

Total 8

FISH AND GAME (Ellison, Chairman):

2/17/81

HB 582, do not pass.



Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Burnett, Conroy, Curtiss, Kropp, McLane, Pavlovich, Pistoria, Teague, Underdal, Vinger.

Total 10

Excused: None.

Total 0

Absent or not voting: Azzara.

Total 1

HB 650, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Mr. Speaker.

Total 83

Noes: Bennett, Cozzens, Curtiss, Ellison, Hemstad, Huennekens, Kropp, McLane, Ryan, Shelden, Shontz, Stobie, Thoft, Winslow, Zabrocki.

Total 15

Excused: None.

Total 0

Absent or not voting: Harrington, Teague.

Total 2

HB 719, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Cozzens, Curtiss, Daily, Dozier, Dussault, Ellerd, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Harper, Harrington, Hemstad, Holliday, Hurwitz, Iverson,

Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Mr. Speaker.

Total 77

Noes: Brand, Burnett, Conn, Conroy, Devlin, Donaldson, Ernst, Harp, Hart, Huennekens, McLane, Metcalf, Nilson, Pavlovich, Schultz, Shelden, Shontz, Teague, Wallin, Zabrocki.

Total 20

Excused: None.

Total 0

Absent or not voting: Ellison, Hanson, Kitselman.

Total 3

JUDICIARY (Keyser, Chairman):

2/17/81

HB 165, as amended, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Donaldson, Dozier, Dussault, Ellerd, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Brand, Daily, Ernst, Gould, Menahan, Roush, Vinger.

Total 7

Excused: None.

Total 0

Absent or not voting: Bertelsen, Devlin, Ellison, Kessler, Nordtvedt, O'Hara, Shelden, Sivertsen, Williams.

Total 9

HB 226, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Seifert, Shelden, Shontz, Smith, Stobie, Switzer, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 78

Noes: Brand, Ernst, Harp, Hemstad, Jacobsen, Kropp, Manning, Manuel, McBride, Nilson, Pistoria, Schultz, Spilker, Underdal, Vincent, Vinger, Wallin.

Total 17

Excused: None.

Total 0

Absent or not voting: Devlin, Lund, Sivertsen, Teague, Thoft.

Total 5

LABOR AND EMPLOYMENT RELATIONS (Ellerd, Chairman): 2/18/81  
HB 190, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bennett, Bergene, Briggs, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Wallin, Winslow, Mr. Speaker.

Total 56

Noes: Azzara, Bengtson, Brand, Brown, Daily, Dozier, Dussault, Ernst, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Kanduch, Kemmis, Kennerly, Manning, Manuel, McBride, Menahan, Metcalf, Nilson, \*Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Vinger, Waldron, \*Williams, Yardley, Zabrocki.

Total 40

Excused: None.

Total 0

Absent or not voting: Bertelsen, Conn, Kessler, O'Hara.

Total 4

\*Representative Oberg moved that his vote be recorded as no. Motion carried unanimously. Representative Williams moved that his vote be changed from yes to no. Motion carried unanimously. See Motions.

LOCAL GOVERNMENT (Bertelsen, Chairman):  
HB 651, do not pass.

2/17/81

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hemstad, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.



Total 83

Noes: Bengtson, Brand, Brown, Harper, Hart, Holliday, Huennekens, Keedy, Kennerly, Menahan, Oberg, Quilici, Robbins, Shontz, Vinger, Zabrocki.

Total 16

Excused: None.

Total 0

Absent or not voting: Teague.

Total 1

STATE ADMINISTRATION (Feda, Chairman):

2/18/81

HB 649, do not pass. Representative Feda moved the adoption of the Adverse Committee Report. Representative Keedy made a substitute motion that HB 649 be printed and placed on Second Reading. After some debate, Representative Moore moved the previous question. (59-35) Representative Keedy's motion to print and place HB 649 on Second Reading failed. (37-61) Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Andreason, Asay, Bardanouve, Bennett, Bertelsen, Briggs, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Switzer, Thoft, Vinger, Waldron, Wallin, Winslow, Mr. Speaker.

Total 58

Noes: Abrams, Anderson, Azzara, Bengtson, Bergene, Brand, Brown, Conn, Daily, Dozier, Dussault, Fabrega, Harp, Harper, Harrington, Hart, Huennekens, Kanduch, Keedy, Keyser, Manning, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Vincent, Williams, Yardley, Zabrocki.

Total 39

Excused: None.

Total 0

Absent or not voting: Stobie, Teague, Underdal.

Total 3

HB 754, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hart, Hemstad, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Yardley, Mr. Speaker.

Total 71

Noes: Abrams, Bengtson, Brand, Brown, Daily, Donaldson, Dussault, Harper, Harrington, Holliday, Huennekens, Keedy, Manning, McBride,



Menahan, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Zabrocki.

Total 29

Excused: None.

Total 0

Absent or not voting: None.

Total 0

TAXATION (Nordtvedt, Chairman):

2/18/81

HB 521, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Zabrocki, Mr. Speaker.

Total 78

Noes: Bengtson, Brand, Brown, Dozier, Eudaily, Hart, Manning, McBride, Menahan, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Shontz, Teague, Waldron, Williams, Yardley.

Total 20

Excused: None.

Total 0

Absent or not voting: Azzara, Lund.

Total 2

HB 591, do not pass. Representative Nordtvedt moved the adoption of the Adverse Committee Report. Motion failed. (45-51) Representative Harper moved that HB 591 be printed and placed on Second Reading. Motion failed. (44-55) Representative Nordtvedt moved that the House reconsider its action on HB 591. Motion carried. (74-25) Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Bennett, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Ellerd, Ellison, Ernst, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jensen, Keyser, Kitselman, Kropp, Lund, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 55

Noes: Abrams, Azzara, Bardanouve, Bengtson, Bergene, Brown, Daily, Donaldson, Dozier, Dussault, Eudaily, Fabrega, Harper, Harrington, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Lory, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Teague, Vincent, Waldron, Yardley.

Total 42

Excused: None.

Total 0

Absent or not voting: Curtiss, Devlin, Hart.

Total 3

HB 609, do not pass. Representative Nordtvedt moved the adoption of the Adverse Committee Report. Representative Fabrega made a substitute motion that HB 609 be taken back to the Committee on Taxation for the purpose of amendment. Motion carried.

BUSINESS AND INDUSTRY (Fabrega, Chairman):

2/19/81

HB 377, introduced bill, be amended as follows:

1. Title, line 6.

Following: "THE"

Strike: "MONTANA"

Following: "ACT"

Insert: "OF MONTANA"

2. Page 3, lines 9 and 10.

Following: "requires." on line 9

Strike: "An" through "received." on line 10

3. Page 3, lines 11 through 19.

Following: "(6)"

Strike: "If" through "commissioner" on line 19

Insert: "When the registration requirements are complied with, the commissioner shall approve the registration"

4. Page 12, lines 18 through 20.

Strike: subsection (3) in its entirety

Renumber: subsequent subsection

5. Page 14, lines 22 through 24.

Strike: subsection (2) in its entirety

Renumber: subsequent subsection

6. Page 16, line 1.

Following: "~~(2)~~"

Strike: "(3)"

Insert: "(2)"

7. Page 16, line 5.

Following: "~~(2)~~"

Strike: "(3)"

Insert: "(2)"

8. Page 16, line 11.

Following: "~~(2)(b)~~"

Strike: "(3)(b)"

Insert: "(2)(b)"

9. Page 16, line 12.

Following: "~~(2)(c)~~"

Strike: "(3)(c)"

Insert: "(2)(c)"

10. Page 25, line 1.

Following: "period"

Strike: "of public offering"

Insert: "in which there is an offering"

11. Page 25, line 4.

Following: "~~qualification~~,"

Insert: "and for which there is no exemption under 30-10-104 or 30-10-105,"

12. Page 26, lines 23 and 24.

Following: "instruction."

Strike: "Bill (LC 554)"

Insert: "House Bill No. 380"

And, as amended, do pass. Report adopted.

HB 701, do pass. Report adopted.

HB 713, do pass. Report adopted.

HB 716, do pass. Report adopted.

HJR 29, do pass. Report adopted.

#### EDUCATION AND CULTURAL RESOURCES (Eudaily, Chairman):

2/19/81

HB 333, introduced bill, be amended as follows:

1. Title, lines 4 and 5.

Following: "DEFINE THE"

Strike: "TERMS "LEAST RESTRICTIVE", "LESS RESTRICTIVE", AND"

Insert: "TERM"

2. Title, line 6.

Following: "AS"

Strike: "THEY RELATE"

Insert: "IT RELATES"

3. Title, line 8.

Following: "AMENDING"

Strike: "SECTIONS"

Insert: "SECTION"

Following: "20-7-401,"

Strike: "53-20-102, AND 53-21-102,"

4. Page 1, lines 15 through 18.

Following: "means"

Strike: remainder of subsection (1)

Insert: "the provision of regular or special education and related aids and services that are designed to meet individual educational needs of handicapped persons as adequately as the needs of nonhandicapped are met."

5. Page 3, lines 17 through 21.

Following: line 16

Strike: subsection (6) in its entirety

Renumber: subsequent subsections

6. Page 5, line 19 through line 18 on page 11.

Following: line 18

Strike: sections 2 and 3 in their entirety

And, as amended, do pass. Report adopted.

HB 662, introduced bill, be amended as follows:

1. Page 3, lines 12 and 13.

Following: "vehicle"

Strike: "that does not meet the minimum standards of (i) and (ii) of subsection (1)(a)"

Insert: "capable of transporting eight passengers or less that meets the minimum standards for these vehicles as prescribed by the Board of Public Education"

2. Page 3, line 13.

Following: "if"

Strike: ","

3. Page 3, lines 14 through 16.

Following: line 13

Strike: subsection (a) in its entirety

4. Page 3, line 17.

Following: line 16

Strike: "(b)"

5. Page 3, line 18.

Following: "daily"

Strike: "," and "

Insert: "."

6. Page 3, lines 19 through 21.

Following: line 18

Strike: subsection (c) in its entirety

And, as amended, do pass. Report adopted.

Committee adopted the following Statement of Intent:

#### STATEMENT OF INTENT HOUSE BILL 662

A statement of intent is required for House Bill 662 because section 1 delegates rulemaking power to the Board of Public Education.

The Board of Public Education is to promulgate rules prescribing minimum standards for four-wheel drive vehicles that are used as school buses. These standards are to relate to safety considerations and equipment requirements to insure that four-wheel drive vehicles used as school buses provide safe transportation for student transportees.

HUMAN SERVICES (Gould, Chairman):

2/17/81

HB 554, introduced bill, be amended as follows:

1. Title, line 5.

Following: "CERTIFICATION OF"

Strike: "MASTERS OF"

Following: "SOCIAL"

Strike: "WORK"

Insert: "WORKERS"

2. Page 2, line 22.

Following: "certified"

Strike: "masters of"

3. Page 2, line 23.

Following: "social"

Strike: "work"

Insert: "workers"

4. Page 2, line 25.



Following: "as"  
Strike: "a"  
Following: "certified"  
Strike: "masters of"

5. Page 3, line 1.  
Strike: "work"  
Insert: "workers"

6. Page 4, line 12.  
Strike: "masters of"  
Following: "social"  
Strike: "work"  
Insert: "worker"

7. Page 4, line 13.  
Following: "certified"  
Strike: "masters of"

8. Page 4, line 14.  
Following: "social"  
Strike: "work"  
Insert: "worker"  
Following: "letters"  
Strike: "CMSW"  
Insert: "CSW"

9. Page 4, line 25.  
Following: "certified"  
Strike: "masters of"  
Following: "social"  
Strike: "work"  
Insert: "workers"

10. Page 5, line 9.  
Following: "certified"  
Strike: "masters of"  
Following: "social"  
Strike: "work"  
Insert: "workers"

11. Page 5, line 15.  
Following: "certified"  
Strike: "masters of"  
Following: "social"  
Strike: "work"  
Insert: "workers"

12. Page 5, line 20.  
Following: "certified"  
Strike: "masters of"  
Following: "social"  
Strike: "work"  
Insert: "worker"

13. Page 9, line 4.  
Following: "certified"  
Strike: "masters of"

14. Page 9, line 5.  
Strike: "work"  
Insert: "worker"

15. Page 9, line 7.

Following: "certified"

Strike: "masters of"

16. Page 9, line 8.

Following: "social"

Strike: "work"

Insert: "workers"

17. Page 12, line 9.

Following: "certified"

Strike: "masters of"

18. Page 12, line 10.

Following: "social"

Strike: "work"

Insert: "worker"

And, as amended, do pass. Report adopted.

Committee adopted the following Statement of Intent:

STATEMENT OF INTENT  
HOUSE BILL 554

HB 554 requires a statement of intent because it requires the adoption of rules in section 6. It is the intent of the Legislature that the rules adopted cover the following subjects:

(1) details of continuing education requirements mentioned in section 5 of the bill;

(2) sufficient detail of internal operating procedures and rules governing proceedings before the board that a person required or desiring to deal with the board is on notice of what is expected of him, what the course of events will be, and what options are open to the applicant in dealing with the board;

(3) the criteria for the setting of professional, practice, and ethical standards for certified social workers and the means of determining and dealing with violations of those standards; and

(4) subjects reasonably related to the obvious intent of this bill or related to one of the above subjects, that are reasonably necessary rules which do not clearly exceed the authority of the bill or this statement of intent.

HB 646, introduced bill, be amended as follows:

1. Page 5, line 3.

Following: line 2

Insert: "the manner provided for in department regulations in"

2. Page 6, line 18.

Following: line 17

Insert: "safety in"

3. Page 7, line 15.

Strike: "(3)"

4. Page 7, line 21.

Strike: remainder of subsection (3)

5. Page 8, line 8.

Following: "center and"

Insert: "group"

6. Page 8, line 15.

Following: “and”  
Insert: “group”

7. Page 13, line 6.  
Following: “each”  
Strike: “region”  
Insert: “of the governor’s planning regions”

8. Page 15, line 9.  
Following: “department”  
Insert: “and appropriated by the legislature”

9. Page 17, line 23.  
Following: “day-care”  
Strike: “facility”  
Insert: “center or group day-care home”

10. Page 17, line 24.  
Following: “day-care”  
Strike: “facility”  
Insert: “center or group day-care home”

And, as amended, do pass. Report adopted.

Committee adopted the following Statement of Intent:

#### STATEMENT OF INTENT HOUSE BILL 646

House Bill 646 generally clarifies the state laws relating to child day-care facilities. (Title 53, chapter 4, part 5)

Levels of care are specifically defined:

(1) Day-care center provides care for 13 or more children. (53-4-501, MCA)

(2) Group day-care home provides care for 7 to 12 children. (53-4-501, MCA)

(3) Family day-care home provides care for 6 or fewer children. (53-4-501, MCA)

The term “day-care facility” has been expanded to include all levels of care. (53-4-501, MCA)

House Bill 646 in sections 53-4-501 and 53-4-502, MCA, eliminates the requirement for family day-care homes to be licensed, and requires a provider to simply register with the Department of Social and Rehabilitation Services that they comply with minimal state regulations for quality care.

Rulemaking authority. Although House Bill 646 amends 53-4-501 through 53-4-516, MCA, the present law does give the Department of Social and Rehabilitation Services the authority for the purposes of Title 53, chapter 4, part 5, to license child day-care facilities and for rulemaking authority in relation to licensing. However, because of the new provisions in this act and the fact rules have not been revised since 1965, it is anticipated new rules will be promulgated.

Rules relating to licensing or registration will address the following areas:

(1) Family day-care homes — character, suitability, qualifications of applicants to care for children; programs and practices for health, safety, transportation, development; ages and numbers of children that may be cared for in a day-care facility.

(2) Group day-care homes and centers — including the above — numbers of staff required for adequate supervision; physical facilities and equipment; admission procedures; health supervision of staff, essential

records, general financial ability and competence of an applicant to provide necessary care and maintain prescribed standards. Availability of public liability insurance and fire insurance is applicable to all levels of care. (53-4-508, MCA)

(3) Rules dealing with health and safety will be developed with the assistance of the Department of Health and Environmental Sciences. (53-4-506, MCA)

(4) Physical well-being and safety of the children in day-care facilities is provided by the state Fire Marshal who shall adopt standards for fire and life safety. (53-4-505, MCA)

It is the intention of the Legislature that the rates payable to a day-care facility under section 15 be set after the appropriation level has been determined by the Legislature.

HB 686, introduced bill, be amended as follows:

1. Title, line 6.

Following: "AN ACT"

Strike: "REVISING DEFINITIONS IN"

2. Title, line 7.

Following: line 6

Strike: "TITLE 50, CHAPTER 51, PART 1,"

3. Title, line 8.

Following: "FACILITIES;"

Strike: "AMENDING SECTION 50-51-102,"

4. Title, line 9.

Following: line 8

Strike: "MCA;"

5. Page 1, line 12 through line 8 on page 3.

Strike: section 1 in its entirety

Insert: "Section 1. Purpose. In order to comply with the Keys Amendments to the federal Social Security Act found in Section 505(d) of Public Law 94-566, as implemented by Title 45, Part 1397, code of federal regulations, it is the intent of this [act]: to encourage the development of safe and appropriate residential care facilities as an alternative to institutional living for appropriate elderly individuals and handicapped children and adults; to limit the use of supplemental social security income funds for substandard facilities for such persons; and to promulgate standards and enforcement procedures for such residential care facilities."

6. Page 3, lines 9 through 12.

Strike: section 2 in its entirety

Insert: "Section 2. Definitions. As used in this [act], the following definitions apply:

(1) "Department" means the department of social and rehabilitation services provided for in Title 2, chapter 15, part 22.

(2) "Protective oversight" means 24-hour responsibility for the welfare of a resident of a facility that may include daily awareness of a resident's functioning, his whereabouts, the ability to intervene if a crisis arises for a resident, and supervision in areas like nutrition and medication.

(3) "Residential care facility" means a facility providing room and board and protective oversight, to the degree needed, to recipients of supplemental social security income benefits.



Section 3. Standards for residential care facilities. (1) The department may adopt rules establishing standards by which residential care facilities may be licensed. These standards may include but are not limited to those for:

- (a) admission policies;
- (b) safety;
- (c) sanitation;
- (d) protection of civil rights;
- (e) provision of facilities for the handicapped including wide hallways and grabrails;
- (f) inspections;
- (g) license applications;
- (h) warnings prior to license denial or revocation; and
- (i) waiver of standards.

(2) Those standards relating to sanitation and fire and life safety shall be adopted after consultation with the department of health and environmental sciences and the state fire marshal.

Section 4. Compliance with health care facility licensing laws. Nothing in this [act] shall be construed to relieve a person operating a residential care facility from the responsibility of complying with the applicable licensing laws governing health care facilities including skilled and intermediate long-term care facilities and personal care facilities provided for in Title 50, chapter 5, part 2."

Renumber: subsequent section

And, as amended, do pass. Report adopted.

Committee adopted the following Statement of Intent:

#### STATEMENT OF INTENT HOUSE BILL 686

A statement of intent is required for House Bill 686 because it authorizes the Department of Social and Rehabilitation Services to adopt rules setting forth standards governing residential care facilities so that they may be licensed and their residents continue to be eligible to receive supplemental social security income benefits. It is the intent of this legislation that residential care facilities have standards set for them to insure the safety and health of their residents.

HB 747, do pass. Report adopted.

2/19/81

HJR 35, do pass. Report adopted.

LABOR AND EMPLOYMENT RELATIONS (Ellerd, Chairman): 2/18/81

HB 557, introduced bill, be amended as follows:

1. Title, line 5.

Following: "WAGE;"

Insert: "PROVIDING THAT TIPS ARE THE SOLE PROPERTY OF THE EMPLOYEE; PROHIBITING AN EMPLOYER FROM REQUIRING A EMPLOYEE TO POOL TIPS BUT ALLOWING THE EMPLOYEE TO DO SO ON A VOLUNTARY BASIS;"

Following: "AMENDING"

Strike: "SECTION"

Insert: "SECTIONS 39-3-204 AND"

2. Page 1, line 14.

Following: "\$1.80"

Strike: "\$2.95"

Insert: "\$2.50"

3. Page 1, line 16.

Following: "\$2.00"

Strike: "\$3.25"

Insert: "\$2.75"

4. Page 2, line 11.

Following: "\$420"

Strike: "\$680"

Insert: "\$575"

5. Page 2, line 13.

Following: "\$460"

Strike: "\$750"

Insert: "\$635"

6. Page 2.

Following: line 14

Insert: "Section 2. Section 39-3-204, MCA, is amended to read:

"39-3-204. Payment of wages generally — tips as property of employee."

Subsections (1) and (2) remain unchanged. A new subsection (3) is added as follows (renumber old subsection (3), amended as shown):

"(3) (a) All tips received by an employee or deposited in or about a place of business for services rendered by an employee are the sole property of the employee.

(b) No employer may require an employee to share a tip received by the employee with the employer or other employees. However, nothing contained in this subsection prevents an employee from voluntarily and on an individual basis sharing his tips with other employees.

(3)(4) Provisions of ~~this section~~ subsections (1) and (2) do not apply to any professional, supervisory, or technical employee who by custom receives his wages earned at least once monthly."

And, as amended, do pass. Report adopted.

HB 751, introduced bill, be amended as follows:

2/19/81

1. Page 2, line 1.

Following: "any"

Strike: "compensating"

Insert: "compensatory"

2. Page 3, line 2.

Following: "exceed"

Strike: "one hundred twenty"

Insert: "eighty"

3. Page 3, line 6.

Following: "than"

Strike: "120"

Insert: "80"

4. Page 3, line 9.  
Following: "exceed"  
Strike: "120"  
Insert: "80"

5. Page 3, line 13.  
Following: "exceed"  
Strike: "120"  
Insert: "80"

And, as amended, do pass. Report adopted.

SB 128, be concurred in. Report adopted.

STATE ADMINISTRATION (Feda, Chairman):  
HB 45, introduced bill, be amended as follows:

2/18/81

1. Title, line 6.  
Following: "PROVIDING AN"  
Strike: "AUTOMATIC"  
Insert: "AD HOC"

2. Title, line 9.  
Following: "HIGHWAY"  
Strike: "PATROL"  
Insert: "PATROLMEN'S"

3. Title, line 16.  
Following: "15-1-501,"  
Strike: "19-3-701,"

4. Title, line 17.  
Following: "19-3-801,"  
Strike: "19-4-602,"

5. Title, line 18.  
Following: "19-6-404,"  
Strike: "19-7-403,"  
Following: "19-7-404,"  
Strike: "19-8-502,"

6. Title, line 19.  
Following: "19-8-504,"  
Strike: "19-9-601,"  
Following: "19-9-702,"  
Insert: "AND"  
Following: "19-9-703,"  
Strike: "AND 61-5-111,"

7. Title, line 19.  
Following: "MCA"  
Insert: "; AND PROVIDING AN EFFECTIVE DATE"

8. Page 1, line 22 through line 25 on page 3.  
Strike: section 1 in its entirety

Insert: "NEW SECTION. Section 1. Cost-of-living increase. (1) Effective July 1, 1981, every service or disability retirement allowance or survivorship allowance payable to a member of the public employees' retirement system retired on or before July 1, 1979, or his beneficiary shall be increased by 50 cents for each year of a member's creditable service.

(2) Effective July 1, 1981, every service or disability retirement allowance or survivorship allowance payable to a member of the

public employees' retirement system retired after July 1, 1979, but on or before June 30, 1981, or his beneficiary shall be increased by 50 cents for each year of a member's creditable service multiplied by a ratio equal to the number of months retired after July 1, 1979, but on or before June 30, 1981, and 24."

9. Page 4, lines 2 and 3.

Following: "(a)"

Strike: "Except" through "a" on line 3

Insert: "A"

10. Page 4, line 10.

Following: "by"

Strike: "\$350"

Insert: "\$300"

11. Page 5, lines 5 through 12.

Following: "(a)"

Strike: "of" through "1]" on line 7

Following: "receive" on line 7

Strike: remainder of subsection

Insert: "this benefit increase before his allowance is adjusted under [section 1]."

12. Page 5, line 13 through line 21 on page 6.

Strike: sections 3 and 4 in their entirety

Renumber: subsequent sections

13. Page 7, line 4.

Following: "~~5.90~~"

Strike: "6.90"

Insert: "6.02"

14. Page 7, line 24.

Strike: section 6 in its entirety

Renumber: subsequent sections

15. Page 8, line 13.

Strike: section 7 in its entirety

Insert: "NEW SECTION. Section 4. Cost-of-living increase. (1)

Effective July 1, 1981, every service or disability retirement allowance or survivorship allowance payable to a member of the teachers' retirement system retired on or before July 1, 1979, or his beneficiary shall be increased by 50 cents for each year of a member's creditable service.

(2) Effective July 1, 1981, every service or disability retirement allowance or survivorship allowance payable to a member of the teachers' retirement system retired after July 1, 1979, but on or before June 30, 1981, or his beneficiary shall be increased by 50 cents for each year of a member's creditable service multiplied by a ratio equal to the number of months retired after July 1, 1979, but on or before June 30, 1981, and 24."

16. Page 10, lines 18 and 19.

Following: "(a)" on line 18

Strike: "Except" through "a" on line 19

Insert: "A"

17. Page 11, line 1.

Following: "by"

Strike: "\$350"



Insert: "\$300"

18. Page 11, lines 18 through 25.

Following: "(a)"

Strike: "of" through "7]" on line 20

Following: "receive" on line 20

Strike: remainder of subsection

Insert: "this benefit increase before his allowance is adjusted under [section 4]."

19. Page 12, line 1.

Strike: section 9 in its entirety

Renumber: subsequent sections

20. Page 14, line 2.

Following: "section"

Strike: "8"

Insert: "5"

21. Page 14, line 20.

Following: "section"

Strike: "8"

Insert: "5"

22. Page 15, line 12 through line 20 on page 16.

Strike: section 13 in its entirety

Renumber: subsequent sections

23. Page 17, line 5.

Following: "~~6.312%~~"

Strike: "7.312%"

Insert: "6.432%"

24. Page 18, line 10.

Strike: section 15 in its entirety

Renumber: subsequent sections

25. Page 18, line 24.

Strike: section 16 in its entirety

Insert: "NEW SECTION. Section 10. Cost-of-living increase. (1)

Effective July 1, 1981, every service or disability retirement allowance or survivorship allowance payable to a member of the highway patrolmen's retirement system retired on or before July 1, 1979, or his beneficiary shall be increased by 50 cents for each year of a member's creditable service.

(2) Effective July 1, 1981, every service or disability retirement allowance or survivorship allowance payable to a member of the highway patrolmen's retirement system retired after July 1, 1979, but on or before June 30, 1981, or his beneficiary shall be increased by 50 cents for each year of a member's creditable service multiplied by a ratio equal to the number of months retired after July 1, 1979, but on or before June 30, 1981, and 24."

26. Page 21, lines 12 and 13.

Following: "(a)"

Strike: "Except" through "a"

Insert: "A"

27. Page 21, line 20.

Following: "by"

Strike: "\$500"

Insert: "\$450"

28. Page 22, lines 11 through 18.

Following: "(a)"

Strike: "of" through "16]" on line 13

Following: "receive" on line 13

Strike: remainder of subsection

Insert: "this benefit increase before his allowance is adjusted under [section 10]."

29. Page 22, line 19 through line 13 on page 23.

Strike: sections 18 and 19 in their entirety

Renumber: subsequent sections

30. Page 23, line 17.

Following: "16%"

Strike: "17%"

Insert: "16.57%"

31. Page 23, line 19 through line 15 on page 28.

Strike: sections 21 through 23 in their entirety

Renumber: subsequent sections

32. Page 28, line 16.

Strike: section 24 in its entirety

Insert: "NEW SECTION. Section 13. Cost-of-living increase. (1)

Effective July 1, 1981, every service or disability retirement allowance or survivorship allowance payable to a member of the sheriffs' retirement system retired on or before July 1, 1979, or his beneficiary shall be increased by 50 cents for each year of a member's creditable service.

(2) Effective July 1, 1981, every service or disability retirement allowance or survivorship allowance payable to a member of the sheriffs' retirement system retired after July 1, 1979, but on or before June 30, 1981, or his beneficiary shall be increased by 50 cents for each year of a member's creditable service multiplied by a ratio equal to the number of months retired after July 1, 1979, but on or before June 30, 1981, and 24."

33. Page 30, lines 19 and 20.

Following: "(a)"

Strike: "Except" through "a" on line 20

Insert: "A"

34. Page 31, line 2.

Following: "by"

Strike: "\$350"

Insert: "\$300"

35. Page 31, lines 18 through 25.

Following: "(a)"

Strike: "of" through "24]" on line 20

Following: "receive" on line 20

Strike: remainder of subsection

Insert: "this benefit increase before his allowance is adjusted under [section 13]."

36. Page 32, line 1 through line 1 on page 33.

Strike: sections 26 and 27 in their entirety

Renumber: subsequent sections

37. Page 33, line 3.

Following: "contributions."

Insert: "(1)"

38. Page 33, line 4.

Following: "~~7.55%~~"

Strike: "8.55%"

Insert: "7.62%"

39. Page 33, line 6.

Following: line 6

Insert: "(2) If the required contribution to the retirement system exceeds the funds available to a county from general revenue sources, a county may budget, levy, and collect annually a special tax on the assessable property within the county that is sufficient to raise the amount of revenue needed to meet the county's obligation. This tax may be in addition to the annual rate of taxation allowed by law to be levied by the county."

40. Page 33, line 7.

Strike: section 29 in its entirety

Renumber: subsequent sections

41. Page 33, line 20.

Strike: section 30 in its entirety

Insert: "NEW SECTION. Section 16. Cost-of-living increase. (1) Effective July 1, 1981, every service or disability retirement allowance or survivorship allowance payable to a member of the game wardens' retirement system retired on or before July 1, 1979, or his beneficiary shall be increased by 50 cents for each year of a member's creditable service.

(2) Effective July 1, 1981, every service or disability retirement allowance or survivorship allowance payable to a member of the game wardens' retirement system retired after July 1, 1979, but on or before June 30, 1981, or his beneficiary shall be increased by 50 cents for each year of a member's creditable service multiplied by a ratio equal to the number of months retired after July 1, 1979, but on or before June 30, 1981, and 24."

42. Page 35, lines 24 and 25.

Following: "(a)"

Strike: "Except" through "a" on line 25

Insert: "A"

43. Page 36, line 7.

Following: "by"

Strike: "\$350"

Insert: "\$300"

44. Page 36, line 23 through line 5 on page 37.

Following: "(a)"

Strike: "of" through "[30]" on line 25

Following: "receive"

Strike: remainder of subsection

Insert: "this benefit increase before his allowance is adjusted under [section 16]."

45. Page 37, line 6 through line 6 on page 38.

Strike: sections 32 and 33 in their entirety

Renumber: subsequent sections

46. Page 38, line 10.

Following: "~~7%~~"

Strike: "8%"

Insert: "7.15%"

47. Page 38, line 17.

Strike: section 35 in its entirety

Insert: "NEW SECTION. Section 19. Cost-of-living increase. (1)

Effective July 1, 1981, every service or disability retirement allowance or survivorship allowance payable to a member of the municipal police retirement system retired on or before July 1, 1979, or his beneficiary shall be increased by 50 cents for each year of a member's creditable service.

(2) Effective July 1, 1981, every service or disability retirement allowance or survivorship allowance payable to a member of the municipal police retirement system retired after July 1, 1979, but on or before June 30, 1981, or his beneficiary shall be increased by 50 cents for each year of a member's creditable service multiplied by a ratio equal to the number of months retired after July 1, 1979, but on or before June 30, 1981, and 24."

48. Page 40, lines 14 and 15.

Following: "(a)"

Strike: "Except" through "a" on line 15

Insert: "A"

49. Page 40, line 22.

Following: "by"

Strike: "\$500"

Insert: "\$450"

50. Page 41, lines 3 through 10.

Following: "(a)"

Strike: "of" through "35]" on line 5

Following: "receive" on line 5

Strike: remainder of subsection

Insert: "this benefit increase before his allowance is adjusted under [section 19]."

51. Page 41, line 11 through line 25 on page 42.

Strike: sections 37 and 38 in their entirety

Renumber: subsequent sections

52. Page 43, line 10.

Following: "~~14%~~"

Strike: "15%"

Insert: "14.04%"

53. Page 43, line 19 through line 21 on page 44.

Strike: sections 41 and 42 in their entirety

Renumber: subsequent sections

54. Page 44, line 22.

Strike: section 43 in its entirety

Insert: "NEW SECTION. Section 23. Codification instruction. (1)

Sections 1 and 2 are intended to be codified as an integral part of Title 19, chapter 3, and the provisions of Title 19, chapter 3, apply to sections 1 and 2.

(2) Sections 4 and 5 are intended to be codified as an integral part of Title 19, chapter 4, and the provisions of Title 19, chapter 4, apply to sections 4 and 5.



(3) Sections 10 and 11 are intended to be codified as an integral part of Title 19, chapter 6, and the provisions of Title 19, chapter 6, apply to sections 10 and 11.

(4) Sections 13 and 14 are intended to be codified as an integral part of Title 19, chapter 7, and the provisions of Title 19, chapter 7, apply to sections 13 and 14.

(5) Sections 16 and 17 are intended to be codified as an integral part of Title 19, chapter 8, and the provisions of Title 19, chapter 8, apply to sections 16 and 17.

(6) Sections 19 and 20 are intended to be codified as an integral part of Title 19, chapter 9, and the provisions of Title 19, chapter 9, apply to sections 19 and 20."

55. Page 45.

Following: line 21

Insert: "Section 24. Effective date. This act is effective July 1, 1981."

And, as amended, do pass. Report adopted.

### MESSAGES FROM THE GOVERNOR

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

February 18, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 182, 232, 253.

Sincerely,

TED SCHWINDEN  
Governor

### MESSAGES FROM THE OTHER HOUSE

Senate Bills and Senate Joint Resolutions passed and transmitted to the House for concurrence: 2/18/81

Senate Bill No. 7, introduced by Towe

Senate Bill No. 103, introduced by Smith, Turnage, Tveit, Boylan, et al.

Senate Bill No. 159, introduced by M. Anderson

Senate Bill No. 297, introduced by Turnage

Senate Bill No. 389, introduced by Himsel, S. Brown

Senate Joint Resolution No. 16, introduced by Senate Committee on Agriculture

Senate Joint Resolution No. 18, introduced by Senate Committee on Agriculture

Senate Bills passed as amended and transmitted to the House for concurrence: 2/18/81

Senate Bill No. 49, introduced by Eck

Senate Bill No. 137, introduced by Johnson

Senate Bill No. 242, introduced by Ochsner, Tveit, Hammond, et al.

Senate Bill No. 268, introduced by Graham, Turnage

Senate Bill No. 352, introduced by Blaylock, Himsl, Towe, et al.

House Bill concurred in and returned to the House: 2/18/81

House Bill No. 2, introduced by Marks

### MOTIONS

Representative Williams moved that his vote on HB 190, Adverse Committee Report, be changed from yes to no. Motion carried unanimously.

Representative Oberg moved that his vote on HB 190, Adverse Committee Report, be recorded as no. Motion carried unanimously.

Representative Kitselman moved that consideration on HB 574 be passed until the 41st legislative day and that it be placed above HB 710. Motion carried.

Representative Winslow moved that HB 639 be placed below HB 677 on the Second Reading board this day. Motion carried.

Representative Fagg moved that consideration on SB 132 be passed until the 46th legislative day. Motion carried.

Representative Fagg moved that consideration on HJR 25 and HJR 33 be passed until the 45th legislative day. Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 809, introduced by R. Manning. Referred to Committee on Judiciary.

HB 810, introduced by Lund. Referred to Committee on Appropriations.

HB 811, introduced by Lund, (By Request of the House Committee on Appropriations). Referred to Committee on Appropriations.

HB 812, introduced by Lund, (By Request of the House Committee on Appropriations). Referred to Committee on Appropriations.

HB 813, introduced by Keyser, Iverson, R. Anderson, (By Request of the House Judiciary Committee). Referred to Committee on Judiciary.

HB 814, introduced by Pistoria, O'Connell, Harper, R. Manning, Teague, Meyer. Referred to Committee on Business and Industry.

HB 815, introduced by Kemmis, (By Request of the Department of Social and Rehabilitation Services). Referred to Committee on Judiciary.

The following Senate bills were introduced, read first time and referred to committees:

SB 7, introduced by Towe, (By Request of the Revenue Oversight Committee). Referred to Committee on State Administration.

SB 49, introduced by Eck. Referred to Committee on Business and Industry.

- SB 103, introduced by E. Smith, Turnage, Tveit, Boylan, McCallum, Johnson, S. Brown, Kolstad, Severson, Stimatz. Referred to Committee on Fish and Game.
- SB 137, introduced by Johnson, (By Request of the Department of Social and Rehabilitation Services). Referred to Committee on Human Services.
- SB 159, introduced by M. Anderson. Referred to Committee on Judiciary.
- SB 242, introduced by Ochsner, Tveit, Roth, Severson, Conover, C. Smith, Hammond, Zabrocki. Referred to Committee on Business and Industry.
- SB 268, introduced by Graham, Turnage. Referred to Committee on Judiciary.
- SB 297, introduced by Turnage. Referred to Select Committee on Water.
- SB 352, introduced by Blaylock, Himsl, Towe, Turnage, Eck, McCallum, (By Request of the Insurance Department). Referred to Committee on Business and Industry.
- SB 389, introduced by Himsl, S. Brown, (By Request of the Legislative Audit Committee). Referred to Committee on State Administration.
- SJR 16, introduced by Senate Committee on Agriculture. Referred to Committee on Agriculture, Livestock and Irrigation.
- SJR 18, introduced by Senate Committee on Agriculture, Livestock and Irrigation, (By Request of the Senate Agriculture Committee). Referred to Committee on Agriculture, Livestock and Irrigation.

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 130 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Bennett, Bertelsen, Cozzens, Keyser, Metcalf, O'Hara, Seifert, Spilker.

Total 8

Excused: None.

Total 0

Absent or not voting: Burnett, Hannah, Kitselman.

Total 3

House Bill No. 132 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens,



Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Matsko, McBride, McLane, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Azzara, Brand, Dussault, Harp, Harper, Keedy, Kemmis, Manning, Menahan, Metcalf, Oberg, Quilici, Seifert, Vincent, Waldron, Winslow.

Total 16

Excused: None.

Total 0

Absent or not voting: Jensen, Lund.

Total 2

House Bill No. 291 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Lory, Lund, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Ryan, Sales, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 76

Noes: Andreason, Bennett, Briggs, Burnett, Cozzens, Curtiss, Devlin, Hannah, Harp, Keyser, Kitselman, Kropp, Matsko, McLane, O'Hara, Phillips, Roth, Roush, Schultz, Smith, Stobie, Vinger, Winslow.

Total 23

Excused: None.

Total 0

Absent or not voting: Nordtvedt.

Total 1

House Bill No. 299 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 100



Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

House Bill No. 429 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Cozzens, Daily, Donaldson, Dozier, Dussault, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Lory, Lund, Manning, Manuel, McBride, Menahan, Metcalf, Moore, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Spilker, Teague, Thoft, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 70

Noes: Asay, Briggs, Burnett, Curtiss, Devlin, Ellerd, Ellison, Ernst, Fedra, Gould, Jensen, Kitselman, Kropp, Matsko, McLane, Meyer, Mueller, Neuman, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Stobie, Switzer, Underdal, Vinger, Wallin.

Total 30

Excused: None.

Total 0

Absent or not voting: None.

Total 0

House Bill No. 447 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: Thoft.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

House Bill No. 448 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy,

Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Brand, Brown, Jacobsen, Kitselman, McBride.

Total 5

Excused: None.

Total 0

Absent or not voting: Kropp.

Total 1

House Bill No. 485 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Dozier.

Total 1

Excused: None.

Total 0

Absent or not voting: Hart.

Total 1

House Bill No. 494 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Hart, Menahan.

Total 2

House Bill No. 495 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Dussault.

Total 1

House Bill No. 498 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 89

Noes: Briggs, Burnett, Cozzens, Devlin, Kitselman, McBride, Ryan, Smith, Stobie, Underdal, Yardley.

Total 11

Excused: None.

Total 0

Absent or not voting: None.

Total 0

House Bill No. 510 was passed by the following vote:



Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Hurwitz.

Total 1

House Bill No. 550 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Ryan, Smith, Stobie.

Total 3

Excused: None.

Total 0

Absent or not voting: Hurwitz.

Total 1

House Bill No. 569 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Spilker, Switzer, Teague, Thoft,



Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 89

Noes: Burnett, Nordtvedt, Robbins, Sales, Seifert, Sivertsen, Smith, Stobie.

Total 8

Excused: None.

Total 0

Absent or not voting: Bennett, Bergene, Yardley.

Total 3

House Bill No. 594 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: Burnett, Ellerd, Sales, Thoft, Mr. Speaker.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

House Bill No. 622 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Bennett, Ellerd, Hannah, Harp, Moore, Robbins, Sales, Seifert, Smith, Stobie, Thoft.

Total 11

Excused: None.

Total 0

Absent or not voting: Conroy, Hanson, Keyser.

Total 3

House Bill No. 675 was passed by the following vote:

Ayes: Abrams, Andreason, Bengtson, Bergene, Bertelsen, Brand, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Sheldon, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 77

Noes: Anderson, Asay, Azzara, Bardanouve, Bennett, Briggs, Brown, Burnett, Ellison, Gould, Harp, Hurwitz, Jensen, Keyser, Lund, Moore, Neuman, Nordtvedt, Roth, Ryan, Seifert, Smith.  
Total 22

Excused: None.  
Total 0

Absent or not voting: Devlin.  
Total 1

Senate Amendments to House Joint Resolution No. 15 were concurred in by the following vote:

Ayes: Anderson, Andreason, Asay, Bennett, Brand, Briggs, Burnett, Conroy, Cozzens, Curtiss, Daily, Donaldson, \*Ellerd, Ellison, Ernst, Eudaily, Fagg, \*Fedra, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Lund, Manning, Manuel, Matsko, Menahan, Moore, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki, Mr. Speaker.  
Total 66

Noes: Abrams, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brown, Conn, Dozier, Dussault, Fabrega, Harper, Huennekens, Keedy, Kessler, Kropp, Lory, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Oberg, Robbins, Roush, Sheldon, Sivertsen, Vincent, Waldron, Williams, Yardley.  
Total 32

Excused: None.  
Total 0

Absent or not voting: Devlin, Roth.  
Total 2

\*Representatives Ellerd and Fedra moved that their votes be changed from no to yes. Motion carried unanimously. See Motions.

Senate Bill No. 340 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel,

Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Devlin.

Total 1

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Seifert in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

That HJR 19 do pass by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Ryan, Stobie.

Total 2

Excused: None.

Total 0

Absent or not voting: Anderson, Bardanouve, Bengtson, Brand, Curtiss, Devlin, Dozier, Keedy, Lund, Meyer, Moore, Oberg, Sales, Smith, Waldron. Total 15

Representative Harrington moved that Senate Amendments to HB 21 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler,



Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Yardley.

Total 83

Noes: Burnett, Hannah, Winslow, Zabrocki.

Total 4

Excused: None.

Total 0

Absent or not voting: Anderson, Bardanouve, Bengtson, Brand, Curtiss, Devlin, Dozier, Lund, Matsko, Meyer, Oberg, Smith, Waldron.

Total 13

Representative Thoft excused at this time.

That HB 394 do pass. Motion failed by the following vote:

Ayes: Andreason, Asay, Burnett, Conn, Cozzens, Curtiss, Ellerd, Ernst, Eudaily, Hannah, Hanson, Harp, Keedy, Kemmis, Kessler, Kitselman, Lory, Matsko, Moore, O'Hara, Sales, Shelden, Shontz, Sivertsen, Spilker, Switzer, Underdal, Waldron, Wallin, Winslow, Yardley.

Total 31

Noes: Abrams, Azzara, Bennett, Bergene, Bertelsen, Brown, Conroy, Daily, Donaldson, Dozier, Dussault, Ellison, Fabrega, Gould, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Keyser, Kropp, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Smith, Stobie, Teague, Vincent, Vinger, Williams, Zabrocki.

Total 56

Excused: Thoft.

Total 1

Absent or not voting: Anderson, Bardanouve, Bengtson, Brand, Briggs, Devlin, Fagg, Fedá, Harper, Hurwitz, Lund, Marks.

Total 12

That HB 394 do not pass by the following vote:

Ayes: Abrams, Anderson, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Daily, Donaldson, Dozier, Dussault, Ellison, Ernst, Fabrega, Gould, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Keyser, Kropp, Lory, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Sivertsen, Stobie, Teague, Vincent, Vinger, Williams, Zabrocki.

Total 62

Noes: Asay, Burnett, Cozzens, Curtiss, Ellerd, Hannah, Hanson, Harp, Kemmis, Kessler, Kitselman, Matsko, Nordtvedt, O'Hara, Sales, Shelden, Shontz, Smith, Spilker, Switzer, Underdal, Waldron, Wallin, Winslow, Yardley.

Total 25

Excused: Thoft.



Total 1

Absent or not voting: Andreason, Bardanouve, Brand, Devlin, Eudaily, Fagg, Feda, Harper, Hurwitz, Lund, Marks, Roth.

Total 12

Representative Moore moved that HB 26, second reading copy, be amended as follows:

1. Page 3, lines 13 through 15.

Following: "DENTISTS,"

Strike: remainder of line 13 through "PATHOLOGISTS," on line 15

2. Page 3, line 20.

Following: "attorneys"

Insert: "as specified by executive order of the governor"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Donaldson, Dussault, Ellerd, Ernst, Fabrega, Fagg, Gould, Hanson, Harp, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: Devlin, Huennekens, Keedy, Kemmis, Shelden, Switzer.

Total 6

Excused: Thoft.

Total 1

Absent or not voting: Azzara, Bardanouve, Brand, Conroy, Daily, Dozier, Ellison, Eudaily, Feda, Hannah, Harper, Harrington, Lund, Marks, Roth, Stobie.

Total 16

Representatives Andreason, Dussault, and Hurwitz excused at this time.

And HB 26, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Andreason, Dussault, Hurwitz, Thoft.

Total 4

Absent or not voting: Azzara, Bardanouve, Bennett, Ellison, Hannah, Lory, Lund, Marks, Stobie, Switzer.

Total 10

Representatives Kitselman, Roth, and Sivertsen excused at this time.

That HB 179 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conroy, Cozzens, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roush, Sales, Schultz, Seifert, Shelden, Smith, Spilker, Underdal, Vincent, Vinger, Waldron, Wallin, Williams.

Total 69

Noes: Brand, Hannah, Kanduch, Switzer.

Total 4

Excused: Andreason, Dussault, Hurwitz, Kitselman, Roth, Sivertsen, Thoft.

Total 7

Absent or not voting: Azzara, Bardanouve, Burnett, Conn, Curtiss, Daily, Ellison, Lund, Marks, Meyer, Oberg, O'Connell, Quilici, Ryan, Shontz, Stobie, Teague, Winslow, Yardley, Zabrocki.

Total 20

Representative Thoft present at this time.

That HB 408 do pass by the following vote:

Ayes: Anderson, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Wallin, Williams, Winslow.

Total 80

Noes: None.

Total 0

Excused: Andreason, Dussault, Hurwitz, Kitselman, Roth, Sivertsen.

Total 6

Absent or not voting: Abrams, Azzara, Bardanouve, Donaldson, Ellison, Lund, Marks, O'Connell, Quilici, Shontz, Underdal, Waldron, Yardley, Zabrocki.

Total 14

Representatives Andreason, Dussault, and Kitselman present at this time.

Representative Zabrocki excused at this time.

That HB 425 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow.  
Total 80

Noes: Brand, O'Connell, Pistoria, Zabrocki.  
Total 4

Paired: Kemmis, Aye; Zabrocki, No.

Excused: Hurwitz, Roth, Sivertsen.  
Total 3

Absent or not voting: Azzara, Bardanouve, Bergene, Daily, Donaldson, Ellison, Harrington, Lory, Lund, Marks, Nordtvedt, Waldron, Yardley.  
Total 13

Representative Hurwitz present at this time.

That HB 473 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow.  
Total 84

Noes: Asay.  
Total 1

Excused: Roth, Sivertsen, Zabrocki.  
Total 3

Absent or not voting: Azzara, Bardanouve, Devlin, Donaldson, Ellison, Harrington, Kitselman, Lund, Marks, Menahan, Stobie, Yardley.  
Total 12

That HB 528 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz,

Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow.

Total 81

Noes: Lory.

Total 1

Excused: Roth, Sivertsen, Zabrocki.

Total 3

Absent or not voting: Azzara, Bardanouve, Daily, Devlin, Donaldson, Dozier, Ellison, Harrington, Lund, Manning, Marks, Menahan, Oberg, Stobie, Yardley.

Total 15

That HB 535 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow.

Total 84

Noes: None.

Total 0

Excused: Roth, Sivertsen, Zabrocki.

Total 3

Absent or not voting: Bardanouve, Brand, Devlin, Donaldson, Ellison, Harrington, Lund, Manning, Manuel, Marks, Menahan, Quilici, Yardley.

Total 13

That HB 536 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow.

Total 85

Noes: None.

Total 0

Excused: Roth, Sivertsen, Zabrocki.

Total 3

Absent or not voting: Bardanouve, Bennett, Brand, Donaldson, Harrington, Lund, Manuel, Marks, Menahan, Quilici, Robbins, Yardley.



Total 12

That HB 537 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow.

Total 87

Noes: None.

Total 0

Excused: Roth, Sivertsen, Zabrocki.

Total 3

Absent or not voting: Bardanouve, Brand, Ellison, Harp, Lund, Marks, Menahan, Quilici, Robbins, Yardley.

Total 10

That HB 540 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow.

Total 83

Noes: None.

Total 0

Excused: Roth, Sivertsen, Zabrocki.

Total 3

Absent or not voting: Bardanouve, Brand, Cozzens, Daily, Dozier, Ellison, Harp, Keedy, Lund, Marks, Menahan, Ryan, Smith, Yardley.

Total 14

Representative Moore moved that HB 545 be placed below HB 685.  
Motion carried.

That HB 552 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Curtiss, Devlin, Dussault, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Harper, Harrington, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller,

Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow.

Total 75

Noes: Hart, Keedy, Kemmis, Oberg.

Total 4

Excused: Roth, Sivertsen, Zabrocki.

Total 3

Absent or not voting: Bardanouve, Brand, Burnett, Cozzens, Daily, Donaldson, Dozier, Ellerd, Ellison, Hanson, Harp, Hemstad, Lund, Marks, Menahan, Smith, Vinger, Yardley.

Total 18

That HB 624 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams.

Total 78

Noes: Hannah, Harper.

Total 2

Excused: Roth, Sivertsen, Zabrocki.

Total 3

Absent or not voting: Bardanouve, Brand, Briggs, Burnett, Daily, Dozier, Ellison, Harp, Kessler, Lund, Marks, Menahan, Moore, Smith, Stobie, Winslow, Yardley.

Total 17

Representative Keedy moved that HB 626, second reading copy, be amended as follows:

1. Page 3, line 6.

Following: "and"

Strike: "not"

Insert: "no cause of action lies"

2. Page 3, line 21.

Following: "in"

Strike: "45-7-104"

Insert: "45-7-401"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning,

Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow.

Total 85

Noes: Brand, Dozier, Jensen, Lund.

Total 4

Excused: Roth, Sivertsen, Zabrocki.

Total 3

Absent or not voting: Bengtson, Ellerd, Ellison, Marks, Menahan, Shelden, Smith, Yardley.

Total 8

And HB 626, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bergene, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vinger, Wallin, Williams, Winslow.

Total 68

Noes: Azzara, Bardanouve, Bennett, Bertelsen, Brand, Brown, Dozier, Dussault, Harper, Harrington, Hart, Huennekens, Kemmis, Kennerly, Kessler, Manning, McBride, Menahan, Metcalf, Neuman, Nordtvedt, Oberg, Ryan, Shelden, Stobie, Vincent, Waldron, Yardley.

Total 28

Paired: Keedy, Aye; Yardley, No.

Excused: Roth, Sivertsen, Zabrocki.

Total 3

Absent or not voting: Ellison.

Total 1

Representative Lory moved that HB 684 and HB 685 be placed below HB 43. Motion carried.

Representatives Briggs and Neuman excused at this time.

Representatives Roth and Zabrocki present at this time.

That HB 658 do pass by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Seifert, Shelden, Shontz, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.



Total 78

Noes: Anderson, Bardanouve, Burnett, Conroy, Hannah, Kropp, Moore, Oberg, Sales, Thoft.

Total 10

Excused: Briggs, Neuman, Sivertsen.

Total 3

Absent or not voting: Brand, Dozier, Ellison, Hurwitz, O'Connell, Schultz, Smith, Stobie, Yardley.

Total 9

Representative Fagg moved that HB 544 be passed to the bottom of the board. Motion carried.

That HB 693 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Briggs, Neuman, Sivertsen.

Total 3

Absent or not voting: Bardanouve, Brand, Dozier, Ellison, O'Connell, Shontz, Smith, Yardley.

Total 8

That HB 694 do pass. Motion failed by the following vote:

Ayes: Asay, Burnett, Ellerd, Fabrega, Fagg, Feda, Hanson, Harp, Hemstad, Holliday, Kennerly, Lory, Lund, Manning, Metcalf, Meyer, Mueller, Nordtvedt, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Shelden, Shontz, Spilker, Teague, Vinger, Waldron.

Total 30

Noes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ernst, Eudaily, Gould, Hannah, Harper, Harrington, Hart, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Manuel, Marks, Matsko, McBride, McLane, Menahan, Moore, Nilson, Oberg, O'Hara, Pavlovich, Robbins, Sales, Schultz, Seifert, Stobie, Switzer, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Zabrocki.

Total 61

Excused: Briggs, Neuman, Sivertsen.

Total 3

Absent or not voting: Brand, Dozier, Ellison, O'Connell, Smith, Yardley.



Total 6

That HB 694 do not pass by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Curtiss, Daily, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Harper, Harrington, Hart, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Oberg, Pavlovich, Quilici, Roth, Sales, Schultz, Seifert, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Zabrocki.

Total 62

Noes: Andreason, Asay, Burnett, Conroy, Cozzens, Feda, Hanson, Harp, Hemstad, Holliday, Kanduch, Kennerly, Lund, Manning, McLane, Mueller, Nilson, Nordtvedt, O'Hara, Phillips, Pistoria, Robbins, Roush, Ryan, Vinger, Waldron.

Total 26

Excused: Briggs, Neuman, Sivertsen.

Total 3

Absent or not voting: Brand, Devlin, Dozier, Ellison, O'Connell, Shelden, Shontz, Smith, Yardley.

Total 9

That HB 704 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Zabrocki.

Total 84

Noes: Asay, Curtiss, Feda, Harp.

Total 4

Excused: Briggs, Neuman, Sivertsen.

Total 3

Absent or not voting: Brand, Dozier, Ellison, O'Connell, Shontz, Smith, Stobie, Williams, Yardley.

Total 9

Representative Lory moved that HB 684 and HB 685 be placed below HB 367. Motion carried.

Representative Switzer moved that HB 106 be placed at the top of the board. Motion carried.

Representative Dussault moved that HB 367 be passed to the bottom of the board. Motion carried.

The Committee on Local Government excused at this time.

That HB 106 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hanson, Harp, Harper, Hart, Hemstad, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kropp, Lund, Manning, Manuel, Marks, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Zabrocki.

Total 71

Noes: Feda.

Total 1

Excused: Andreason, Azzara, Bergene, Bertelsen, Briggs, Dussault, Gould, Hannah, Holliday, Hurwitz, Kessler, Kitselman, Lory, Matsko, McBride, Neuman, Sivertsen, Vinger, Waldron.

Total 19

Absent or not voting: Brand, Burnett, Dozier, Ellison, Harrington, O'Connell, Shontz, Smith, Yardley.

Total 9

That HJR 28 do pass by the following vote:

Ayes: Abrams, Anderson, Bardanouve, Bengtson, Bennett, Brown, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Feda, Hanson, Harp, Harper, Hart, Hemstad, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kropp, Lund, Manning, Marks, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Zabrocki.

Total 65

Noes: Asay, Fagg, Oberg, Shontz.

Total 4

Paired: Kemmis, Aye; Shontz, No.

Excused: Andreason, Azzara, Bergene, Bertelsen, Briggs, Dussault, Gould, Hannah, Holliday, Hurwitz, Kessler, Kitselman, Lory, Matsko, McBride, Neuman, Sivertsen, Switzer, Vinger, Waldron.

Total 20

Absent or not voting: Brand, Conroy, Daily, Dozier, Ellison, Harrington, Jensen, Manuel, O'Connell, Smith, Yardley.

Total 11

Representative Nordtvedt excused at this time.

That HB 43 do pass. Motion failed by the following vote:

Ayes: Bardanouve, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellison, Ernst, Fabrega, Harrington, Hemstad, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kropp, Manning, Manuel, McLane, Menahan, Meyer, Moore, Oberg, Pavlovich, Pistoria, Quilici, Roush, Ryan, Schultz, Stobie, Teague, Thoft, Underdal, Vincent, Zabrocki.

Total 37

Noes: Abrams, Anderson, Asay, Bengtson, Bennett, Brown, Burnett, Conn, Conroy, Cozzens, Ellerd, Eudaily, Fagg, Feda, Hanson, Harp,

Harper, Hart, Huennekens, Jacobsen, Jensen, Lory, Lund, Marks, Metcalf, Mueller, Nilson, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Sales, Seifert, Shelden, Shontz, Spilker, Wallin, Williams, Winslow.

Total 40

Paired: Kemmis, Menahan, Ayes; Nordtvedt, Shontz, Noes.

Excused: Andreason, Azzara, Bergene, Bertelsen, Briggs, Dussault, Gould, Hannah, Holliday, Hurwitz, Kessler, Kitselman, Matsko, McBride, Neuman, Sivertsen, Switzer, Vinger, Waldron.

Total 19

Absent or not voting: Brand, O'Connell, Smith, Yardley.

Total 4

Representative Spilker moved that HB 43 do not pass. Representative Moore made a substitute motion that consideration on HB 43 be passed for the day. Motion carried. (56-18)

Representative Moore moved that HB 436, second reading copy, be amended as follows:

1. Page 3, line 23.

Following: "institution."

Insert: "Any revenues or income in the industries revolving account in excess of that amount appropriated each fiscal year shall be transferred to the general fund at the end of each fiscal year."

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Keyser, Kropp, Manuel, Marks, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Stobie, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Zabrocki.

Total 68

Noes: None.

Total 0

Excused: Andreason, Azzara, Bergene, Bertelsen, Briggs, Dussault, Gould, Hannah, Holliday, Hurwitz, Kessler, Kitselman, Lory, Matsko, McBride, Neuman, Nordtvedt, Sivertsen, Switzer, Vinger, Waldron.

Total 21

Absent or not voting: Brand, Kemmis, Lund, Manning, O'Connell, Pavlovich, Shontz, Smith, Spilker, Teague, Yardley.

Total 11

And HB 436, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kropp, Lund, Manuel, Marks, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz,



Seifert, Shelden, Sivertsen, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Zabrocki.

Total 70

Noes: Daily.

Total 1

Excused: Andreason, Azzara, Bergene, Bertelsen, Briggs, Dussault, Gould, Hannah, Holliday, Hurwitz, Kessler, Kitselman, Lory, Matsko, McBride, Neuman, Nordtvedt, Pistoria, Switzer, Vinger, Waldron.

Total 21

Absent or not voting: Brand, Hanson, Jensen, Manning, O'Connell, Shontz, Smith, Yardley.

Total 8

That HB 188 do pass by the following vote:

Ayes: Abrams, Anderson, Bengtson, Bennett, Burnett, Conroy, Cozzens, Curtiss, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kropp, Lund, Manning, Manuel, Marks, McLane, Metcalf, Meyer, Moore, Mueller, Oberg, O'Hara, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Spilker, Stobie, Teague, Thoft, Vincent, Wallin, Williams.

Total 56

Noes: Asay, Bardanouve, Brown, Daily, Devlin, Dozier, Fagg, Feda, Huennekens, Menahan, Nilson, Pavlovich, Sivertsen, Underdal, Winslow, Zabrocki.

Total 16

Excused: Andreason, Azzara, Bergene, Bertelsen, Briggs, Dussault, Gould, Hannah, Holliday, Hurwitz, Kessler, Kitselman, Lory, Matsko, McBride, Neuman, Nordtvedt, Pistoria, Switzer, Vinger, Waldron.

Total 21

Absent or not voting: Brand, Conn, Jensen, O'Connell, Shontz, Smith, Yardley.

Total 7

That HB 378 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kropp, Lund, Manning, Marks, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow.

Total 69

Noes: None.

Total 0

Excused: Andreason, Azzara, Bergene, Bertelsen, Briggs, Dussault, Gould, Hannah, Holliday, Hurwitz, Kessler, Kitselman, Lory, Matsko, McBride, Neuman, Nordtvedt, Pistoria, Switzer, Vinger, Waldron.

Total 21

Absent or not voting: Brand, Iverson, Jensen, Manuel, O'Connell, Shontz, Sivertsen, Smith, Yardley, Zabrocki.



Total 10

Representative Eudaily moved that HB 684 and HB 685 be passed to the bottom of the board. Motion carried.

That HB 380 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kropp, Lund, Manning, Manuel, Marks, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Sivertsen, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Zabrocki.

Total 66

Noes: None.

Total 0

Excused: Andreason, Azzara, Bergene, Bertelsen, Briggs, Dussault, Gould, Hannah, Holliday, Hurwitz, Kessler, Kitselman, Lory, Matsko, McBride, Neuman, Nordtvedt, Pistoria, Sales, Switzer, Vinger, Waldron.

Total 22

Absent or not voting: Brand, Burnett, Ellison, Fagg, Feda, Iverson, Jensen, O'Connell, O'Hara, Shontz, Smith, Yardley.

Total 12

That the Committee rise and report. (Seifert, Chairman). Representative Seifert moved the adoption of the Committee of the Whole Report. Representative Lund made a substitute motion to segregate HB 658 from the committee report and that, as amended, report be adopted. Motion carried. (68-1)

## MOTIONS

Representative Lund moved that HB 658 be taken from Second Reading and rereferred to the Committee on Appropriations. Motion carried.

Representative Ellerd moved to change his vote on Senate Amendments to HJR 15 from no to yes. Motion carried unanimously.

Representative Feda moved to change his vote on Senate Amendments to HJR 15 from no to yes. Motion carried unanimously.

Representative Fagg moved that the House adjourn until 3:00 p.m., February 20, 1981.

Motion carried.

House adjourned at 8:55 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## **FORTY-FIRST LEGISLATIVE DAY**

Helena, Montana  
February 20, 1981

House Chambers  
Capitol Building

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Bergene, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Fortieth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### **COMMUNICATIONS AND PETITIONS**

#### **STATE OF MONTANA**

##### **PROCLAMATION**

WHEREAS, Registered Nurses comprise the largest professional group of health care providers in Montana; and

WHEREAS, Registered Nurses have always been consumers' advocates; and

WHEREAS, Registered Nurses support all legislation that promotes high quality health care for the citizens of Montana; and

WHEREAS, several hundred Registered Nurses have travelled to the state capitol for two days of continuing education and to visit the Legislature to build their knowledge and awareness of the legislative process.

NOW, THEREFORE, I, TED SCHWINDEN, Governor of the State of Montana, do hereby declare Friday, February 20, 1981, as

#### **NURSES DAY AT THE LEGISLATURE**

IN WITNESS WHEREOF, I have hereunto  
set my hand and caused the GREAT SEAL  
OF THE STATE OF MONTANA to be affixed.

DONE at the City of Helena, the Capital,  
this second day of February, in the  
year of our LORD, one thousand and nine  
hundred and eighty-one.

TED SCHWINDEN  
Governor of Montana

ATTEST

JIM WALTERMIRE  
Secretary of State

A telegram from the Honorable Senator Max Baucus to Representative Gay Holliday was read congratulating her for receiving the prestigious Golden Pitchfork Award from WIFE (Women Involved In Farm Economics).

### **REPORTS OF STANDING COMMITTEES**

BILLS (Spilker, Chairman):

2/20/81

Correctly printed - HB 333, HB 554, HB 557, HB 646, HB 662, HB 686, HB 701, HB 713, HB 716, HB 747, HB 751, HJR 18, HJR 29, HJR 35.

Correctly engrossed - HB 179, HB 408, HB 473, HB 539, HB 552, HB 624, HJR 19.

Considered correctly engrossed - HB 106, HB 188, HB 378, HB 380, HB 528, HB 535, HB 536, HB 537, HB 540, HB 693, HB 704, HJR 28.

Correctly enrolled - HB 124, HB 139, HB 322.

Examined by the sponsor (Lory) and found to be correct - HB 124.

Examined by the sponsor (Thoft) and found to be correct - HB 139.

Examined by the sponsor (Meyer) and found to be correct - HB 322.

Signed by the Speaker at 4:00 p.m., 2/20/81 - HB 124, HB 139, HB 322.

Representative Neuman excused at this time.

#### EDUCATION AND CULTURAL RESOURCES (Eudaily, Chairman):

2/19/81

HB 672, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanoue, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Curtiss, Seifert.

Total 2

Excused: Bergene, Neuman.

Total 2

Absent or not voting: Burnett, Kemmis, Sivertsen.

Total 3

HB 721, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanoue, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer,

Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Anderson, Dozier, Nilson, Roush, Teague, Thoft, Vinger.

Total 7

Excused: Bergene, Neuman.

Total 2

Absent or not voting: Burnett.

Total 1

HUMAN SERVICES (Gould, Chairman):

2/19/81

HB 705, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bertelsen, Briggs, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 72

Noes: Bengtson, Bennett, Brand, Brown, Dussault, Feda, Harrington, Holliday, Keedy, Keyser, Kropp, Manuel, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Sales, Shelden, Shontz, Teague, Vincent, Vinger, Winslow.

Total 24

Excused: Bergene, Neuman.

Total 2

Absent or not voting: Burnett, Fagg.

Total 2

Representative Bergene present at this time.

HB 746, do not pass. Representative Gould moved the adoption of the Adverse Committee Report. Representative Feda made a substitute motion that HB 746 be printed and placed on Second Reading. Motion failed. (48-48) Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Burnett, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Hurwitz, Iverson, Jensen, Keyser, Kropp, Lory, Lund, Matsko, Menahan, Moore, Mueller, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Waldron, Wallin, Williams, Zabrocki, Mr. Speaker.

Total 58

Noes: Asay, Bengtson, Brand, Brown, Conn, Conroy, Cozzens, Daily, Dussault, Fabrega, Feda, Hart, Holliday, Huennekens, Jacobsen, Kanduch,



Keedy, Kemmis, Kennerly, Kessler, Kitselman, Manning, Manuel, McBride, McLane, Metcalf, Meyer, Nilson, Oberg, O'Connell, Pistoria, Quilici, Sales, Seifert, Teague, Thoft, Vincent, Vinger, Winslow, Yardley.

Total 40

Excused: Neuman.

Total 1

Absent or not voting: Nordtvedt.

Total 1

LABOR AND EMPLOYMENT RELATIONS (Ellerd, Chairman): 2/19/81  
SB 32, as amended, be not concurred in.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Metcalf, Moore, Mueller, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Brand, Burnett, Daily, Hannah, Kanduch, Manning, Nilson, O'Connell, Pavlovich, Quilici, Stobie.

Total 11

Excused: Neuman.

Total 1

Absent or not voting: Menahan, Meyer, Seifert.

Total 3

BUSINESS AND INDUSTRY (Fabrega, Chairman):

2/19/81

HB 492, introduced bill, be amended as follows:

1. Page 1, line 20.

Following: "the"

Strike: "additional charges"

Insert: "fees paid to third parties as"

And, as amended, do pass. Report adopted.

HB 493, introduced bill, be amended as follows:

1. Title, lines 5 and 6.

Following: "GROUPS" on line 5

Strike: "AND" through "COUNTY" on line 6

2. Page 1, line 22.

Strike: "or"

Insert: "and"

3. Page 1, line 23 through line 3 on page 2.

Following: "(b)" on line 23

Strike: "the city or county" through "income" on line 3 on page 2

Insert: "the bingo game is conducted, without intervention of electronic device or computer, by a human agent withdrawing at random one of an assortment of spheres or markers bearing sequential letter-number combinations from a rotating cylinder, or from a vessel in which spheres are propelled in continuous motion by air pressure, or from other transparent container"

And, as amended, do pass. Report adopted.

HB 625, introduced bill, be amended as follows:

1. Title, line 7.

Following: "INCURRED;"

Strike: "AND"

2. Title, line 9.

Following: "ACCOUNTS"

Insert: "; AND PROVIDE FOR AN IMMEDIATE EFFECTIVE DATE"

3. Page 3.

Following: line 13

Insert: "Section 5. Effective date. This act is effective on passage and approval."

And, as amended, do pass. Report adopted.

HB 671, introduced bill, be amended as follows:

1. Page 10, line 2.

Following: "MCA,"

Insert: "and section 8 or such other section of this act that amends section 37-43-307, MCA,"

And, as amended, do pass. Report adopted.

HB 702, introduced bill, be amended as follows:

1. Page 2, lines 8 and 9.

Following: "report" on line 8

Strike: "of the elevators"

Insert: "for each elevator"

2. Page 2, line 10.

Following: "therefor"

Insert: "; provided however, that the certified maintenance or insurance company inspector doing the inspection certifies to the department that all deficient elevator conditions noted in the condition report have been corrected and no follow-up work by the department in that regard is necessary"

And, as amended, do pass. Report adopted.

HB 720, introduced bill, be amended as follows:

1. Page 2, line 23.

Following: "~~33-18-212~~"

Insert: "as provided in 33-18-212"

And, as amended, do pass. Report adopted.

JUDICIARY (Keyser, Chairman):

2/19/81

HB 12, introduced bill, be amended as follows:

1. Page 1, lines 21 and 22.

Following: “between” on line 21

Strike: “his” through “and” on line 22

2. Page 1, line 23.

Following: “offense”

Insert: “and either the previous felony conviction or the offender’s release on parole or otherwise from prison or other commitment imposed as a result of the previous felony conviction”

3. Page 2.

Following: line 6

Insert: “(4) Any sentence imposed under subsection (2) shall run consecutive to any other sentence imposed.”

And, as amended, do pass. Report adopted.

HB 20, introduced bill, be amended as follows:

1. Title, line 9.

Following: “CONSECUTIVELY”

Strike: “WITH”

Insert: “TO”

2. Page 2, line 20.

Following: “consecutively”

Strike: “with”

Insert: “to”

And, as amended, do pass. Report adopted.

HB 99, introduced bill, be amended as follows:

1. Title, line 4.

Following: “DEFERRAL”

Strike: “OR”

2. Title, line 5.

Following: line 4

Strike: “SUSPENSION”

Following: “IMPOSITION”

Strike: “OR EXECUTION”

Following: “EXECUTION OF”

Strike: “A”

Following: “SENTENCE”

Strike: “OF”

3. Title, line 6.

Following: line 5

Strike: “IMPRISONMENT”

Insert: “IN A FELONY CASE”

4. Page 3, lines 6 through 8.

Following: “imposition” on line 6

Strike: “or execution”

Following: “execution of” on line 7

Strike: “a”

Following: “sentence” on line 7

Strike: “of imprisonment”

Insert: “in a felony case”

Following: line 7

Strike: “or suspended”

And, as amended, do pass. Report adopted.

HB 284, introduced bill, be amended as follows:

1. Title, line 6.

Following: "ONE"

Insert: "VEHICLE COVERED UNDER A SINGLE"

2. Title, line 7.

Following: "INSURANCE POLICY"

Strike: "; AMENDING SECTION 61-6-103, MCA"

3. Pages 1 through 7.

Strike: everything following the enacting clause

Insert: "Section 1. Limitation of liability under motor vehicle liability policy. (1) Unless a motor vehicle liability policy specifically provides otherwise, the limits of insurance coverage available under any such policy, including the limits of liability under uninsured motorist coverage, shall be determined as follows, regardless of the number of vehicles insured under the policy:

(a) the limit of insurance coverage available for any one accident shall be the limit specified for the vehicle involved in the accident;

(b) if no vehicle insured under the policy is involved in the accident, the limit of insurance coverage available for any one accident shall be the highest limit of coverage specified for any one vehicle insured under the policy; and

(c) the limits of coverage specified for each vehicle insured under the policy shall not be added together to determine the limit of insurance coverage available under the policy for any one accident.

(2) A motor vehicle liability policy may also provide for other reasonable limitations, exclusions, or reductions of coverage which are designed to prevent duplicate payments for the same element of loss.

Section 2. Codification instruction. Section 1 is intended to be codified as an integral part of Title 33, chapter 23, part 2, and the provisions of Title 33 apply to section 1."

And, as amended, do pass. Report adopted.

HB 364, introduced bill, be amended as follows:

1. Title, lines 4 through 11.

Following: "AN ACT TO PROVIDE"

Strike: remainder of lines 4 through 11 in their entirety

Insert: "MANDATORY SENTENCES FOR DRIVING OR BEING IN CONTROL OF A MOTOR VEHICLE WITHIN THIS STATE WHILE UNDER THE INFLUENCE OF ALCOHOL OR DRUGS; AMENDING SECTION 61-8-714, MCA."

2. Pages 1 through 9.

Strike: everything following the enacting clause

Insert: "Section 1. Section 61-8-714, MCA, is amended to read:

"61-8-714. Penalty for driving while intoxicated. (1) ~~Every~~ A person ~~who is~~ convicted of a violation of 61-8-401 shall be punished by imprisonment in the county jail for 1 day, and by a fine of not less than \$100 or more than \$500. The jail sentence may not be suspended unless the judge finds that the imposition of the jail sentence will pose a risk to the defendant's physical or mental well-being.



(2) On a second conviction, he shall be punished by a fine of not less than \$300 or more than \$500 ~~to which may be added, in the discretion of the court,~~ and by imprisonment for a term not less than 7 days or more than 30 days. Three days of the jail sentence may not be suspended unless the judge finds that the imposition of the jail sentence will pose a risk to the defendant's physical or mental well-being.

(3) On the third or subsequent conviction, he shall be punished by imprisonment for a term of not less than 30 days or more than 1 year, to which may be added, in the discretion of the court, a fine of not less than \$500 or more than \$1,000. Notwithstanding any provision to the contrary providing for suspension of execution of a sentence imposed under this subsection, the imposition or execution of the first 10 days of the jail sentence imposed for a third or subsequent offense that occurred within 5 years of the first offense may not be deferred or suspended.

(2)(4) Except ~~as otherwise~~ for nonsuspendable jail sentences provided in this section, the court may, in its discretion, suspend the execution of any sentence imposed under ~~subsection (4)~~ this section on the condition that the defendant successfully complete a course in a driver improvement school approved by the court or an alcohol treatment program approved by the department of institutions. Each school or institution providing such education or treatment shall, at the commencement of the education or treatment, notify the court that the defendant has been accepted by the school or treatment program. If the defendant fails to attend the school or the treatment program, the school or institution shall notify the court of the failure.

(3)(5) For the purpose of determining the number of convictions under this section, "conviction" means a final conviction, as defined in 45-2-101, or a forfeiture of bail or collateral deposited to secure the defendant's appearance in court, which forfeiture has not been vacated. An offender is considered to have been previously convicted for the purposes of this section if less than 5 years have elapsed between the commission of the present offense and a previous conviction."

And, as amended, do pass. Report adopted.

HB 595, introduced bill, be amended as follows:

1. Title, line 7.

Following: "HOUR"

Insert: "ON INTERSTATE HIGHWAYS AND 65 MILES PER HOUR ON PRIMARY AND SECONDARY HIGHWAYS"

2. Title, line 8.

Following: "MCA;"

Insert: "PROVIDING FOR CONDITIONAL ENACTMENT;"

3. Page 2, line 13.

Following: "the"

Insert: "interstate"

4. Page 2, line 14.

Following: line 13

Strike: "of the state."

Insert: ","

5. Page 2.

Following: line 14

Insert: "(e) 65 miles per hour during daytime on the primary and secondary highways of the state."

6. Page 3.

Following: line 3

Insert: "Section 2. Conditional enactment. This act is not effective until congress enacts legislation which returns to the states the authority to establish speed limits without regard to federal funding of highways."

Renumber: subsequent section

And, as amended, do pass. Report adopted.

NATURAL RESOURCES (Iverson, Chairman):

2/18/81

HB 533, introduced bill, be amended as follows:

1. Title, line 7.

Following: "VALUE"

Strike: "BEFORE"

Insert: "AFTER"

Following: "PURPOSES;"

Strike: "AMENDING"

Insert: "REPEALING"

2. Page 1, line 11.

Following: "1."

Insert: "Repealer."

Following: "is"

Strike: "amended to read:"

Insert: "repealed."

3. Page 1.

Strike: lines 12 through 23 in their entirety

And, as amended, do pass. Report adopted.

HB 641, introduced bill, be amended as follows:

1. Page 2, line 24 through line 1 on page 3.

Following: "serve" on line 24

Strike: "on" through "thereafter" on line 1 on page 3

And, as amended, do pass. Report adopted.

HB 642, do pass. Report adopted.

Committee adopted the following Statement of Intent:

# STATEMENT OF INTENT

## HOUSE BILL 642

The intent of HB 642 is to amend Section 75-2-202 of the Montana Clean Air Act in order to limit the authority of the Board of Health and Environmental Sciences to set standards regulating fluoride pollution.

HB 642 requires that an air quality standard be established for fluoride but that any such standard shall be established only in terms of concentrations of fluorides in forage grasses, hay, and silage.

By confining the fluoride standard to concentration in forage, the bill prevents the Board of Health and Environmental Sciences from adopting an air quality standard governing fluoride in its gaseous state (HF). Protection of coniferous trees, ornamental plants, and ecosystems from gaseous fluorides will be incidental to the prevention of excess levels of fluoride in forage grasses, hay, and silage.

HB 697, introduced bill, be amended as follows:

1. Page 1, line 16.

Following: "he"

Strike: "has complied with"

Insert: "is aware of"

2. Page 1, line 21.

Following: "diameter,"

Insert: "a"

Following: "expiration,"

Strike: "and"

3. Page 1, line 22.

Following: "allowed"

Insert: ", and other information that the department may require by rule"

And, as amended, do pass. Report adopted.

Committee adopted the following Statement of Intent:

#### STATEMENT OF INTENT HOUSE BILL 697

A statement of intent is required for HB 697 because it delegates licensing and rulemaking authority in section 1 to the department of health and environmental sciences.

The bill requires a license to be obtained from the department. Prior to licensure, the department will provide the applicant with a list of state and federal laws applicable to suction dredge operations and ensure compliance with state law. The department will place restrictions on the license pursuant to its present authority under Title 75, chapter 5. The department may by rule develop a color scheme for licenses and require the license to contain information in addition to that in subsection (3) as aids to enforcement.

HJR 18, do pass. Report adopted.

STATE ADMINISTRATION (Fed, Chairman):

2/20/81

HB 555, do pass. Report adopted.

HB 565, introduced bill, be amended as follows:

2/19/81

1. Title, line 7.

Following: "AMENDING"

Strike: "SECTION"

Insert: "SECTIONS 5-12-102 AND"

2. Page 1.

Following: line 9

Insert: "Section 1. Section 5-12-102, MCA, is amended to read:

"5-12-102. Definitions. In this chapter, the following definitions apply:

(1) "Budget amendment" means a request submitted through the ~~budget director~~ appropriate authority to the committee for executive branch agencies to expend funds in excess of those appropriated by the legislature.

(2) "Budget director" means the budget director appointed pursuant to 17-7-103.

(3) "Committee" means the legislative finance committee created by this chapter.

(4) "State agency" means all offices, departments, boards, commissions, institutions, universities, colleges, and any other person or any other administrative unit of state government that spends or encumbers public moneys by virtue of an appropriation from the legislature, that handles money on behalf of the state, or that holds any trust or agency moneys from any source.

(5) "Appropriate approval authority" means:

(a) for the Montana university system, the board of regents;

(b) for the executive and legislative branches, the budget director;

(c) for the judicial branch, the supreme court."

Renumber: subsequent sections

3. Page 1, line 13.

Following: "the"

Strike: "budget director"

Insert: "appropriate approval authority"

4. Page 1, line 19.

Following: "section" on line 18

Strike: "2"

Insert: "3"

5. Page 1, lines 21 and 22.

Following: "the" on line 21

Strike: "budget director"

Insert: "appropriate approval authority"

6. Page 1, line 23.

Following: "particular"

Strike: "additional"

Insert: "goods, equipment, or"

7. Page 1, line 25.

Following: "other"

Insert: "more efficient or less costly"

8. Page 2, line 1.

Following: "the"

Strike: "additional"

Insert: "goods, equipment, or"

9. Page 2, line 2.

Following: "certify"

Strike: "that"

Insert: "whether"

Following: "the"

Strike: "additional"

Following: "proposed"

Insert: "goods, equipment, or"

10. Page 2, line 3.

Following: "have" on line 2

Strike: "not"

Following: "considered"

Strike: "and rejected"

Following: "legislature"



Insert: "and if so, the disposition by the legislature"

11. Page 2, line 5.

Following: "support"

Strike: ".,,"

Insert: ".,"

12. Page 2, lines 6 and 7.

Following: "support;" on line 5

Strike: subsection (5) in its entirety

13. Page 2, line 11.

Following: "has"

Strike: "complied with"

Insert: "adequately fulfilled the requirements of"

Following: "2]"

Strike: "and"

Insert: "or has violated"

14. Page 2, line 12.

Following: "committee" on line 11

Strike: "determines"

Following: "not"

Strike: "complied with"

Insert: "adequately followed"

15. Page 2, line 14.

Following: "the" on line 13

Strike: all of line 14

Insert: "authority of the state agency requesting a budget amendment shall automatically be rescinded for the entire fiscal year during which the noncomplying budget amendment request was submitted, unless the requesting agency can show good cause for the approval of additional budget amendments to the appropriate approval authority and the committee"

16. Page 2, lines 16 and 17.

Following: "prosecute" on line 16

Strike: "any" through "committee" on line 17

Insert: "a writ of prohibition action or other injunctive suit or proceeding as is necessary against any state agency violating 5-12-401"

Following: "If"

Strike: "an allegation"

Insert: "any investigation"

17. Page 2, line 18.

Following: "made"

Strike: "in reference to"

Insert: "or proceeding brought concerning"

18. Page 2, line 21.

Following: "such"

Strike: "an allegation"

Insert: "investigation or proceeding"

19. Page 2, line 22 through line 3 on page 3.

Following: "allegation." on line 21

Strike: subsection 3 in its entirety

20. Page 3.

Following: line 3

Insert: "NEW SECTION. Section 5. Applicability. Nothing in [this act] shall be construed to alter or affect in any way the duties, liabilities or penalties imposed in sections 17-8-103 and 17-8-104, MCA."

Renumber: subsequent section

And, as amended, do pass. Report adopted.

HB 637, introduced bill, be amended as follows:

1. Title, line 7.

Following: "CONFLICT"

Insert: "AND TO PROVIDE FUNDING FOR THESE CREDITS THROUGH INCREASED EMPLOYER CONTRIBUTIONS"

Following: "AMENDING"

Strike: "SECTION"

Insert: "SECTIONS"

2. Title, line 8.

Following: "19-4-404"

Insert: "AND 19-4-605"

3. Page 1, line 14.

Following: "receive"

Strike: "service credits"

Insert: "up to 4 years of creditable service"

4. Page 2.

Following: line 21

Insert: "Section 2. Section 19-4-605, MCA, is amended to read:

"19-4-605. Pension accumulation fund — employer's contribution. The pension accumulation fund is the fund in which the reserves for payment of pensions shall be accumulated and from which pensions and benefits in lieu thereof shall be paid to or on account of beneficiaries credited with prior service. Contributions to and payments from the pension accumulation fund shall be made as follows:

(1) Each employer shall pay into the pension accumulation fund an amount equal to ~~6.312%~~ 6.343% of the earned compensation of each member employed during the whole or part of the preceding payroll period.

(2) If the employer is a district or community college district, the trustees shall budget and pay for the employer's contribution under the provisions of 20-9-501.

(3) If the employer is the superintendent of public instruction, a public institution of the state of Montana, a unit of the Montana university system, or the Montana state school for the deaf and blind, the legislature shall appropriate to the employer an adequate amount to allow the payment of the employer's contribution.

(4) If the employer is a county, the county commissioners shall budget and pay for the employer's contribution in the manner provided by law for the adoption of a county budget and for payments under the budget.

(5) All interest and other earnings realized on the moneys of the retirement system shall be credited to the pension accumulation fund, and the amounts required to allow regular interest on the annuity savings fund and the annuity reserve fund shall be transferred to the respective funds from the pension accumulation fund.

(6) All pensions and benefits in lieu thereof shall be paid from the pension accumulation fund.

(7) The retirement board may, in its discretion, transfer to and from the pension accumulation fund the amount of any surplus or deficit which may develop in the reserve creditable to the annuity reserve fund, as shown by actuarial valuation, and also an amount to cover expenses of administration."

Section 3. Coordination section. If both this act and HB 45, introduced in the 47th Legislature, are passed and approved, the percentage amount contained in 19-4-605 shall reflect the sum of the increases in the employer contribution provided in HB 45 and this act."

And, as amended, do pass. Report adopted.

HB 717, introduced bill, be amended as follows:

1. Title, lines 13 and 14.

Following: "LICENSEES;" on line 13

Strike: "TO" through "FINE;" on line 14

2. Title, line 15.

Following: "GOVERNMENT;"

Insert: "TO SPECIFY PROCEDURES THAT MAY NOT BE DELEGATED TO DENTAL HYGIENISTS;"

3. Title, line 18.

Following: "37-4-321,"

Insert: "37-4-401,"

4. Page 10, line 25.

Following: ".,"

Insert: "and"

5. Page 11, lines 2 and 3.

Following: "years" on line 2

Strike: "1" through "\$200" on line 3

6. Page 11.

Following: line 15

Insert: "Section 8. Section 37-4-401, MCA, is amended to read:

"37-4-401. Practice of dental hygiene. The practice of dental hygiene is the doing by one person for a direct or indirect consideration, with respect to the teeth of another person, an act or service, educational, therapeutic, prophylactic, or preventive in nature, as the board in writing defines and authorizes. However, this section does not allow the board or a licensed dentist to delegate any of the following duties:

(1) diagnosis, treatment planning, and prescription for drugs, medications, or work authorizations;

(2) surgical procedures on hard and soft tissues;

(3) restorative, prosthetic, orthodontic, and other procedures which require the knowledge and skill of a dentist;

(4) prescription for drugs, medications, or work authorizations administration of local anesthesia or induction of nitrous oxide analgesia."

And, as amended, do pass. Report adopted.

Committee adopted the following Statement of Intent:

STATEMENT OF INTENT  
HOUSE BILL 717

A Statement of Intent is required because section 3 delegates to the Board of Dentistry power to make rules for the implementation, continuation, and enforcement of all sections within Title 37, chapter 4. This provision is intended as a backup to the various provisions giving the Board rulemaking authority over portions of the chapter as are found in 37-4-301 (examination criteria for dental license), 37-4-307 (dentist license fees), 37-4-321 (defining unprofessional conduct), 37-4-402 (examination criteria for dental hygienist license), 37-4-406 (hygienist license fees), and 37-4-408 (scope of duties of dental assistants). Section 3 grants the Board the authority to interpret or implement other parts of the chapter that are not covered by existing delegations. The Board shall be bound by statements of intent adopted in 1979 for these other sections and may not use section 3 for rulemaking authority when a more specific delegation suffices.

HB 774, do pass. Report adopted.

2/20/81

Committee adopted the following Statement of Intent:

STATEMENT OF INTENT  
HOUSE BILL 774

A statement of intent for this bill is necessary in that Section 2 grants the Department of Administration the authority to adopt rules to equitably administer the employee merit award program.

It's contemplated that the rules will address the following:

- (1) the composition of the Advisory Council created in the bill;
- (2) the bylaws that the Advisory Council will follow when conducting its business;
- (3) rules for the performance evaluation programs that are necessary in order to implement this bill;
- (4) procedures for the review of employee concerns regarding the administration of the program;
- (5) procedures and standards regulating the granting of certificates, plaques, medals, and monetary awards;
- (6) time tables for the review and granting of awards;
- (7) procedures to maintain the integrity of the program through the review of merit awards to see that they are equitably granted and that the reasons for granting merit awards are made public.

HB 786, introduced bill, be amended as follows:

1. Title, line 5.

Following: "ON"

Insert: "CERTAIN"

2. Page 1, line 23.

Following: "executive"

Strike: ", judicial, or legislative"

3. Page 2, lines 2 through 7.

Following: "consists of" on line 2

Strike: remainder of subsection (2)

Insert: "the budget director, the director of the department of administration, the commissioner of higher education, and two state employees appointed by the governor."



4. Page 2, line 20 through line 2 on page 3.

Strike: section 6 in its entirety

Renummer: subsequent sections

5. Page 3, line 3.

Following: "The"

Strike: "legislative council"

Insert: "office of budget and program planning"

6. Page 3, lines 4 through 8.

Following: "committee."

Strike: remainder of section 7

And, as amended, do pass. Report adopted.

HB 788, introduced bill, be amended as follows:

1. Page 1, line 11.

Following: "as"

Strike: "an electrical contractor"

Insert: "a master electrician"

2. Page 1, lines 18 and 19.

Following: "apprenticeship" on line 18

Strike: "and" through "years" on line 19

And, as amended, do pass. Report adopted.

#### Consent Calendar

Bill unanimously passed and unanimously placed on consent calendar:

HB 789, do pass. Report adopted.

HB 792, do pass. Report adopted.

### MESSAGES FROM THE GOVERNOR

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

February 20, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 47, 255, 287.

Sincerely,

TED SCHWINDEN  
Governor

### MESSAGES FROM THE OTHER HOUSE

Senate Bills passed as amended and transmitted to the House for concurrence: 2/19/81

Senate Bill No. 134, introduced by Elliott, Keating

Senate Bill No. 160, introduced by M. Anderson

Senate Bill No. 338, introduced by Keating

Senate Bill No. 394, introduced by S. Brown, Himsl

Senate Bill No. 436, introduced by Himsl

Senate Bills passed and transmitted to the House for concurrence: 2/19/81

Senate Bill No. 341, introduced by Mazurek, Hammond, et al.

Senate Bill No. 400, introduced by Halligan, Mazurek

Senate Bill No. 403, introduced by Mazurek, Dussault, et al.

Senate Bill No. 404, introduced by Mazurek, Dussault, et al.

Senate Bill No. 411, introduced by Himsl, S. Brown

House Bills concurred in and returned to the House: 2/19/81

House Bill No. 23, introduced by Donaldson

House Bill No. 103, introduced by Manuel

House Bill No. 122, introduced by Harper

House Bill No. 123, introduced by Bertelsen

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 375 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedas, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, \*Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Huennekens.

Total 1

Excused: Neuman.

Total 1

Absent or not voting: Harrington, Seifert.

Total 2

\*Representative Robbins moved that his vote be changed from no to yes. Motion carried unanimously. See Motions.

House Bill No. 562 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedas, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday,

Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Neuman.

Total 1

Absent or not voting: None.

Total 0

Representative Neuman present at this time.

House Bill No. 610 was passed by the following vote:

Ayes: Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Meyer, Moore, Mueller, O'Hara, Phillips, Robbins, Roth, Ryan, Schultz, Seifert, Shelden, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 59

Noes: Abrams, Azzara, Bardanouve, Brown, Conroy, Daily, Dozier, Dussault, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Roush, Sales, Shontz, Sivertsen, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

House Bill No. 611 was passed by the following vote:

Ayes: Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Meyer, Moore, Mueller, O'Hara, Phillips, Robbins, Roth, Ryan, Schultz, Seifert, Shelden, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 58

Noes: Abrams, Azzara, Bardanouve, Brand, Brown, Conroy, Daily, Dozier, Dussault, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Roush, Sales, Shontz, Sivertsen, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 42

Excused: None.

Total 0

Absent or not voting: None.

Total 0

House Bill No. 618 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, \*Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

\*Representative Bengtson moved that her vote be recorded as yes. Motion carried unanimously. See Motions.

House Bill No. 636 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Bengtson, Bergene, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 75

Noes: Andreason, Azzara, Bardanouve, Bennett, Bertelsen, Brand, Brown, Donaldson, Dussault, Ellerd, Harper, Huennekens, Hurwitz, Keedy, Keyser, McBride, Metcalf, Moore, Nordtvedt, Roth, Sales, Sivertsen, Smith, Spilker, Waldron.

Total 25

Excused: None.

Total 0

Absent or not voting: None.

Total 0

House Bill No. 656 was passed by the following vote:



Ayes: Anderson, Andreason, Asay, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Fabrega, Fagg, Fedá, Gould, Hannah, Harp, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kessler, Keyser, Kitselman, Kropp, Lund, Manuel, Matsko, McLane, Meyer, Moore, Mueller, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.  
Total 74

Noes: Abrams, Azzara, Bardanouve, Bennett, Brand, Donaldson, Dozier, Dussault, Eudaily, Hanson, Harper, Hart, Huennekens, Kemmis, Kennerly, Lory, Manning, McBride, Menahan, Metcalf, Neuman, Oberg, Shelden, Vincent, Waldron, Yardley.  
Total 26

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

House Bill No. 657 was passed by the following vote:

Ayes: Anderson, Andreason, Asay, Bennett, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fedá, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Kanduch, Keyser, Kitselman, Kropp, Lund, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.  
Total 53

Noes: Abrams, Azzara, Bardanouve, \*Bengtson, Bergene, Brand, Brown, Daily, Dozier, Dussault, Eudaily, Fabrega, Gould, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Lory, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, \*Williams, Yardley, Zabrocki.  
Total 46

Excused: None.  
Total 0

Absent or not voting: Fagg.  
Total 1

\*Representatives Bengtson and Williams moved that their votes be changed from yes to no. Motions carried unanimously. See Motions.

House Bill No. 681 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara,

Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

House Joint Resolution No. 17 was passed by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Anderson, Nordtvedt.

Total 2

House Joint Resolution No. 21 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bennett, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fedra, Gould, Hannah, Hanson, Hemstad, Hurwitz, Iverson, Jensen, Kanduch, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Yardley, Mr. Speaker.

Total 60

Noes: Azzara, Bardanouve, Bengtson, Bergene, Brand, Brown, Daily, Dozier, Dussault, Fabrega, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Manning, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Roush, Shelden, Teague, Vincent, Waldron, Williams, Zabrocki.

Total 39

Excused: None.

Total 0

Absent or not voting: Fagg.  
Total 1

### MOTIONS

Representative Moore moved that consideration on HB 43 be passed until the 48th legislative day. Motion carried.

Representative Williams moved that his vote on HB 657, Third Reading, be changed from yes to no. Motion carried unanimously.

Representative Bengtson moved that her vote on HB 618, Third Reading, be recorded as yes. Motion carried unanimously.

Representative Bengtson moved that her vote on HB 657, Third Reading, be changed from yes to no. Motion carried unanimously.

Representative Robbins moved that his vote on HB 375, Third Reading, be changed from no to yes. Motion carried unanimously.

Representative Fagg moved that the rules be temporarily suspended to allow him to introduce a bill dealing with motor fuel tax for the cities late. Motion carried unanimously.

Representative Fabrega moved that consideration on HB 385 be passed until the 43rd legislative day because it needs a Statement of Intent. Motion carried.

Representative Fagg moved that consideration on SB 128 be passed until the 46th legislative day. Motion carried.

Representative Pistoria moved that consideration on HB 546 be passed until the 43rd legislative day. Motion carried.

Representative Keedy moved that HB 400 be taken from the Committee on Education and placed on Second Reading. Motion failed. (28-66)

Representative Seifert moved that HB 276 be taken from the Committee on Education and placed on Second Reading. Motion failed. (23-72)

Representative Sales moved to change all of his votes for the first 40 days because he's been told he's voting all wrong. Motion carried somewhat less than unanimously.

Representative Donaldson moved that the rules be temporarily suspended to allow him to introduce a bill dealing with the audiology program and the Department of Health late. Motion carried unanimously.

Representative Harper moved that consideration on the Governor's Amendments to HB 76 be passed until the 46th legislative day. Motion carried.

Representative Fedá moved that the rules be temporarily suspended to allow him to introduce a bill, which was requested by the House State Administration Committee, late. Motion carried unanimously.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 816, introduced by Fedá, (By Request of the House State Administration Committee). Referred to Committee on State Administration.  
HB 817, introduced by Matsko. Referred to Committee on Judiciary.



HB 818, introduced by Dussault, Eck, Hemstad, Meyer, Eudaily, Oberg, Asay, Seifert, Gould, Kolstad, Kanduch, Graham, Williams, Briggs, Norman, Ellerd, Boylan, Hazelbaker, Keyser, Stephens, Halligan, Galt, Healy, Conover, Switzer, Shelden, O'Connell, Pistoria, Kennerly, Holliday, Van Valkenburg, Berg, Marks, Burnett, Thomas, Fedá, Vincent, Nordtvedt, Donaldson, Wallin, Phillips, Kemmis, Waldron, Bennett, McBride, Hanson, Yardley, Kessler, Conn, Andreason, Ernst, Johnson, Teague, Metcalf, D. O'Hara, Mazurek, Blaylock, Roth, D. Brown, Matsko, Dozier, Menahan, Daily, Curtiss, Roush, R. Anderson, McLane, Crippen, Iverson, Haffey, Manley, Conroy, Bertelsen, Harrington, Hart, Azzara, Hafferman, E. Smith, Devlin, Bergene, Quilici, Stobie, Keedy, Regan, P. Ryan, Fabrega, Pavlovich, Stimatz, Harper, Vinger, Huennekens, Neuman, Jacobson, Towe, Kropp, Jacobsen, Robbins, B. Brown, R. Manning, Bengtson, S. Brown, Abrams, C. Smith, Underdal, Shontz, J. O'Hara, Ellison, Turnage, Mueller, Zabrocki, McCallum, Fagg, Keating, Ochsner, Spilker, J. Ryan. Referred to Committee on Appropriations.

HB 819, introduced by Bengtson. Referred to Committee on Appropriations.

HJR 44, introduced by Vinger, Underdal, Roush, Manuel. Referred to Committee on Human Services.

HR 3, introduced by Roth, Curtiss, Thoft, Briggs, Sivertsen, Kropp, Bergene, McLane, Wallin, Ellerd, Meyer, Fabrega, Asay, Fedá, Hemstad, Ernst, Schultz, R. Anderson, Marks, (By Request of the House Select Committee on Water). Referred to Committee on Rules.

The following Senate bills were introduced, read first time and referred to committees:

SB 134, introduced by Elliott, Keating, (By Request of the Department of Revenue). Referred to Committee on Taxation.

SB 160, introduced by M. Anderson. Referred to Committee on Taxation.

SB 338, introduced by Keating. Referred to Committee on Business and Industry.

SB 341, introduced by Mazurek, Hammond, J. O'Hara, Sivertsen, Bardanoue, (By Request of the Attorney General). Referred to Committee on Judiciary.

SB 394, introduced by S. Brown, Himsl, (By Request of the Legislative Audit Committee). Referred to Committee on State Administration.

SB 400, introduced by Halligan, Mazurek. Referred to Committee on Judiciary.

SB 403, introduced by Mazurek, Dussault, Holliday, Kemmis, Bengtson. Referred to Committee on Judiciary.

SB 404, introduced by Mazurek, Dussault, Holliday, Kemmis, Bengtson. Referred to Committee on Judiciary.

SB 411, introduced by Himsl, S. Brown, (By Request of the Legislative Audit Committee). Referred to Committee on Human Services.

SB 436, introduced by Himsl, (By Request of the Senate Finance and Claims Committee). Referred to Committee on Appropriations.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Hemstad in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.



Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representatives Brand and Donaldson excused at this time.

That HB 577 do pass by the following vote:

Ayes: Abrams, Andreason, Asay, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Sheldon, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 81

Noes: Bennett.  
Total 1

Excused: Brand, Donaldson.  
Total 2

Absent or not voting: Anderson, Azzara, Bardanouve, Conn, Dozier, Fedá, Iverson, Kropp, Lund, Marks, Menahan, Mueller, Oberg, Roth, Seifert, Smith.  
Total 16

Representative Thoft excused at this time.

That HB 607 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Cozzens, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McLane, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sheldon, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 83

Noes: Conroy.  
Total 1

Excused: Brand, Donaldson, Thoft.  
Total 3

Absent or not voting: Bardanouve, Conn, Dozier, Dussault, Fagg, Fedá, Harrington, Lund, Marks, McBride, Menahan, Mueller, Smith.  
Total 13

That HB 642 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Hurwitz, Iverson,

Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Spilker, Stobie, Switzer, Teague, Underdal, Vinger, Wallin, Winslow, Yardley.

Total 77

Noes: Azzara, Dussault, Harper, Hart, Huennekens, Kemmis, Metcalf, Nordtvedt, Oberg, Shelden, Vincent, Waldron, Williams, Zabrocki.

Total 14

Excused: Brand, Donaldson, Thoft.

Total 3

Absent or not voting: Bardanouve, Ellison, Keedy, Manuel, Sivertsen, Smith.

Total 6

Representative Vincent moved that HB 664, second reading copy, be amended as follows:

1. Page 3, line 2.

Following: "(3)"

Strike: "shall"

Insert: "may"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Spilker, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Brand, Donaldson, Thoft.

Total 3

Absent or not voting: Bardanouve, Ellison, Harp, Keedy, Manuel, Roth, Seifert, Sivertsen, Smith, Stobie, Switzer, Yardley.

Total 12

And HB 664, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Bardanouve, Bergene, Brown, Conn, Cozzens, Daily, Dussault, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manuel, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Switzer, Teague, Vincent, Winslow, Yardley.

Total 56

Noes: Asay, Bengtson, Bennett, Bertelsen, Briggs, Burnett, Conroy, Curtiss, Dozier, Ellerd, Ellison, Ernst, Fedá, Hannah, Hurwitz, Kropp, Matsko, McLane, Moore, Nilson, Nordtvedt, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Underdal, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 37

Excused: Brand, Donaldson, Thoft.

Total 3

Absent or not voting: Azzara, Devlin, Manning, Marks.

Total 4

That HB 677 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Lory, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 84

Noes: None.

Total 0

Excused: Brand, Donaldson, Thoft.

Total 3

Absent or not voting: Briggs, Burnett, Dozier, Fagg, Kennerly, Kropp, Lund, Manning, Marks, Shelden, Shontz, Waldron, Yardley.

Total 13

That HB 639 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kessler, Keyser, Kitselman, Lory, Lund, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Brand, Donaldson, Thoft.

Total 3

Absent or not voting: Burnett, Keedy, Kennerly, Kropp, Manning, McLane, Roush, Shelden, Yardley.

Total 9



Representatives Donaldson and Thoft present at this time.

Representative Moore in the Chair.

That HB 683 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Brand.

Total 1

Absent or not voting: Bertelsen, Daily, Keedy, Lory, O'Hara, Seifert, Teague.

Total 7

That the Committee rise and report and beg leave to sit again. (Hemstad, Chairman). Report adopted. (91-0)

## REPORTS OF STANDING COMMITTEES

AGRICULTURE, LIVESTOCK AND IRRIGATION (Smith, Chairman):

2/20/81

HB 640, introduced bill, be amended as follows:

1. Title, line 11.

Following: "FARMERS;"

Insert: "CREATING AN AGRICULTURAL ACCOUNT IN THE BOND PROCEEDS AND INSURANCE CLEARANCE FUND AND APPROPRIATING MONEY DEPOSITED IN THE ACCOUNT; AND"

2. Page 4, line 5.

Strike: "commissioner"

Insert: "director"

3. Page 7, line 23.

Strike: "bonds"

Insert: "bond"

4. Page 18, line 19.

Following: "sections"

Strike: "23"

Insert: "22"

5. Page 19, line 13.

Strike: "\$50,000"

Insert: "\$100,000"

And, as amended, do pass. Report adopted.



Committee adopted the following Statement of Intent:

STATEMENT OF INTENT  
HOUSE BILL 640

A statement of intent is required for House Bill 640 because it delegates rulemaking authority to the Montana agricultural development board in section 5.

The Legislature intends that the Board adopt all rules necessary to establish a sound program that will accomplish the purposes of the Montana Farm Preservation Act of 1981. In adopting loan rules, the Board should assure that loans granted will be large enough to provide necessary capital yet not so large as to support economically unsound practices. The economic viability of the beginning farmer or rancher under a loan should be of paramount importance.

HB 777, introduced bill, be amended as follows:

1. Page 3, line 15.

Following: "organizations"

Insert: "or conservation districts"

2. Page 4, line 19.

Following: "barley,"

Insert: "and"

Following: "hay"

Strike: ", and potatoes"

3. Page 4, line 23.

Following: "beets,"

Insert: "potatoes,"

4. Page 5, line 11.

Following: "development"

Insert: "and preservation of viable farm land"

5. Page 8, line 6.

Strike: "highly"

6. Page 14, line 24.

Following: "Purchase by"

Insert: "or donation to"

7. Page 17, line 5.

Strike: "otherwise"

Insert: "receive by donation"

And, as amended, do pass. Report adopted.

BUSINESS AND INDUSTRY (Fabrega, Chairman):

2/20/81

HB 743, do pass. Report adopted.

EDUCATION AND CULTURAL RESOURCES (Eudaily, Chairman):

2/20/81

HB 665, introduced bill, be amended as follows:

1. Title, line 5.

Following: "A"

Insert: "SIX PERCENT OR MORE"

2. Title, line 9.

Following: "MCA"

Insert: " ; AND PROVIDING AN EFFECTIVE DATE"

3. Page 4, line 16.

Following: "is"

Insert: "6%"

4. Page 4, line 17.

Following: "calculation"

Strike: "shall"

Insert: "may"

5. Page 4.

Following: line 19

Insert: "Section 2. Effective date. This act is effective July 1, 1982."

And, as amended, do pass. Report adopted.

HB 726, introduced bill, be amended as follows:

1. Page 1, line 21.

Following: "liable"

Strike: "in a criminal action"

2. Page 2, line 22.

Following: "safe"

Insert: "and secured"

And, as amended, do pass. Report adopted.

FISH AND GAME (Ellison, Chairman):

2/19/81

HB 738, introduced bill, be amended as follows:

1. Page 1, line 18.

Following: "chapter"

Strike: "5"

Insert: "3"

2. Page 1, line 19.

Following: "chapter"

Strike: "5"

Insert: "3"

And, as amended, do pass. Report adopted.

HB 766, do pass. Report adopted.

HIGHWAYS AND TRANSPORTATION (Kropp, Chairman):

2/19/81

HB 748, do pass. Report adopted.

HB 749, introduced bill, be amended as follows:

1. Page 4, line 2.

Following: "farm vehicles"

Insert: ", and vehicles of less than 26,000 pounds gross vehicle weight if they are:

(i) being used to transport passengers for hire; or

(ii) being used to transport hazardous materials of a type or quantity that requires the vehicle to be marked or placarded in accordance with rules adopted by the commission"

2. Page 4, line 4.

Following: "carriers"

Insert: ", and the same inspection standards and procedures shall apply"

Following: "drivers"

Insert: ", other than drivers for motor carriers,"

And, as amended, do pass. Report adopted.

Committee adopted the following Statement of Intent:

STATEMENT OF INTENT  
HOUSE BILL 749

A statement of intent is required for this bill because it grants the Public Service Commission the authority to provide safety standards for motor vehicles used in commerce.

All interstate motor carriers, interstate private carriers, and carriers hauling unregulated commodities in interstate commerce must now meet equipment safety requirements and inspections as established by the Federal Motor Carrier Safety Regulations of the Department of Transportation. In addition, regulated intrastate motor carriers must also meet the same safety standards.

The Legislature intends to include large over-the-road trucks, in excess of 26,000 pounds GVW, used in commerce operating on Montana's highways to adhere to safety equipment standards. It is the intent of the Legislature to establish by regulation uniform safety standards and a safety inspection program that will focus on mechanical factors most often blamed for accidents involving trucks, passenger carriers, and hazardous material transporters. Included would be detailed inspections of brakes, steering components, tires, and driver logs where required.

It is intended that rules promulgated by PSC incorporate the "Critical Item Truck Inspection" program and that the rules include a procedure for conducting the inspection program as well as providing for a vehicle identification program acknowledging the inspection. The rules shall provide that safety infractions posing no imminent threat to public safety shall not result in an "out of service" order. Such a vehicle shall be allowed to proceed to obtain repairs before final inspection and issuance of inspection acknowledgment. It is recognized that repairing or parking large over-the-road trucks on the roadway is extremely dangerous.

SB 296, be concurred in. Report adopted.

SB 304, be concurred in. Report adopted.

SB 346, be concurred in. Report adopted.

JUDICIARY (Keyser, Chairman):

2/20/81

HB 538, introduced bill, be amended as follows:

1. Title, lines 5 through 9.

Following: "PROVIDE" on line 5

Strike: "FOR" through "PERIODS" on line 9

Insert: "PROVIDE A 5-YEAR STATUTE OF LIMITATIONS TO ENFORCE THE PROVISIONS OF TITLE 15, CHAPTER 31, MCA, RELATING TO THE CORPORATE LICENSE TAX, AND TO COLLECT UNPAID TAXES UNDER THAT CHAPTER, WITH EXCEPTIONS FOR FRAUD AND FAILURE TO FILE"

2. Pages 1 through 4.

Strike: everything following the enacting clause

Insert: "Section 1. Statute of limitations. (1) Except as provided in subsection (2), an action to collect a past-due tax imposed pursuant to this chapter or to enforce a provision of this chapter must be brought within 5 years of the due date of the tax or the date of a violation.

(2) Whenever a return is required to be filed and the taxpayer fails to file the return, an action to collect the tax may be brought at any time. Whenever a return is required to be filed and the taxpayer files a fraudulent return, the 5-year period provided for in subsection (1) does not begin until determination of the fraud by the department.

Section 2. Codification. Section 1 is intended to be codified as an integral part of Title 15, chapter 31, and the provisions of Title 15, chapter 31, apply to section 1.

Section 3. Applicability. This act applies to tax years beginning after December 31, 1980, and to all prior tax years for which the liability for taxes has not been discharged by statute."

And, as amended, do pass. Report adopted.

HB 678, introduced bill, be amended as follows:

1. Title, line 10.  
Following: line 9  
Strike: "REQUIRING"  
Insert: "PERMITTING"
2. Page 2, line 1.  
Following: "or"  
Insert: "may"
3. Page 2, lines 19 and 20.  
Following: "who" on line 19  
Strike: "," through "towns," on line 20
4. Page 3, lines 3 and 4.  
Following: "class" on line 3  
Strike: "Except" through "the" on line 4  
Insert: "An elected"
5. Page 3, line 15.  
Following: "may"  
Insert: "who agrees to act in that capacity"

And, as amended, do pass. Report adopted.

HB 689, do pass. Report adopted.

HB 690, do pass. Report adopted.

HB 698, introduced bill, be amended as follows:

1. Page 4, line 25 through line 2 on page 5.  
Following: "constitutes" on line 25  
Insert: "civil"  
Following: "contempt" on line 25  
Strike: "and" through "made" on line 2 on page 5

And, as amended, do pass. Report adopted.

HB 703, introduced bill, be amended as follows:

1. Page 3, line 16.  
Following: "may"  
Insert: "with the consent of both parties"

And, as amended, do pass. Report adopted.

HB 711, do pass. Report adopted.



STATE ADMINISTRATION (Feda, Chairman):

2/20/81

HB 558, introduced bill, be amended as follows:

1. Title, lines 4 through 7.

Following: "TO" on line 4

Strike: "PROVIDE" through "ON" on line 5

Insert: "REVISE"

Following: "COMPENSATION" on line 5

Strike: "OF" through "OVERTIME" on line 7

Insert: "PROVISIONS RELATING TO DEPUTY SHERIFFS AND UNDERSHERIFFS"

Following: "AMENDING" on line 7

Strike: "SECTION"

Insert: "SECTIONS"

2. Title, line 8.

Following: "7-4-2505"

Insert: "AND 39-3-406"

3. Page 1, line 14.

Following: "to"

Strike: "subsections"

Insert: "subsection"

Following: "(2)"Strike: "and (3)"

4. Page 1, line 18.

Strike: line 18 in its entirety

Reletter: subsequent subsections

5. Page 1, line 25.

Following: "(2) (a)"

Strike: remainder of line 25

6. Page 2, line 1.

Following: line 25 on page 1

Insert: "The"

Following: "assistant"

Insert: "listed in subsection (1)"

7. Page 2, lines 4 through 13.

Strike: subsection (b) in its entirety

Reletter: subsequent subsections

8. Page 2, lines 22 through 24.

Strike: subsection (3) in its entirety

9. Page 2.

Following: line 25

Insert: "NEW SECTION. Section 2. Compensation of undersheriff and deputy sheriff. (1) The sheriff shall fix the compensation of the undersheriff at 95% of the salary of that sheriff.

(2) (a) The sheriff shall fix the compensation of the deputy sheriff based upon a percentage of the salary of that sheriff according to the following schedule:

In counties with population of:

Below 15,000 .....	75% to 90%
15,000 to 29,999 .....	70% to 90%
30,000 to 65,999 .....	65% to 90%
66,000 to 99,999 .....	60% to 90%

100,000 and over .....55% to 90%

(b) The sheriff shall adjust the compensation of the deputy sheriff within the range prescribed in subsection (a) according to a rank structure in the department.

(3) For purposes of this section, the term "compensation" means the base rate of pay and does not mean longevity payments or payments for hours worked overtime.

NEW SECTION. Section 3. Option to establish workperiod in lieu of workweek. (1) A sheriff's department may establish a workperiod other than the workweek provided in 39-3-405 for determining when an employee must be paid overtime.

(2) The aggregate of all workperiods in a year, when expressed in hours, may not exceed 2,080 hours.

NEW SECTION. Section 4. Compensation for hours worked overtime. Any undersheriff or deputy sheriff who works in excess of his regularly scheduled workperiod must be compensated for the hours worked in excess of the workperiod at a rate of not less than 1 1/2 times the hourly rate at which he is employed.

NEW SECTION. Section 5. Longevity payments. Beginning on the date of his first anniversary of employment with the department and adjusted annually, a deputy sheriff or undersheriff is entitled to receive a longevity payment amounting to 1% of his annual salary for each year of service with the department. This payment shall be made in equal monthly installments.

Section 6. Section 39-3-406, MCA, is amended to read:"

Section 39-3-406 remains unchanged except for (2)(k) and (2)(l), which are amended as follows; subsection (2)(m) is new:

"(k) an employee who is employed with his spouse by a nonprofit educational institution to serve as the parents of children who are orphans or one of whose natural parents is deceased or who are enrolled in such institution and reside in residential facilities of the institution so long as the children are in residence at the institution and so long as such employee and his spouse reside in such facilities and receive, without cost, board and lodging from the institution and are together compensated, on a cash basis, at an annual rate of not less than \$10,000; ~~or~~

(l) an employee employed in planting or tending trees; cruising, surveying, or felling timber; or transporting logs or other forestry products to a mill, processing plant, railroad, or other transportation terminal if the number of employees employed by his employer in such forestry or lumbering operations does not exceed eight; or

(m) an employee of a sheriff's department who is working under an established workperiod in lieu of a workweek pursuant to [section 3].

NEW SECTION. Section 7. Construction in event of conflict. If there is a conflict between sections 2 through 5 and any other law, sections 2 through 5 govern with respect to undersheriffs and deputy sheriffs."

And, as amended, do pass. Report adopted.

HB 635, introduced bill, be amended as follows:

1. Page 3, line 23.  
Following: "~~16-11-111~~"  
Strike: "(1)"
2. Page 4, line 2.  
Following: "~~15%~~"  
Strike: "77%"  
Insert: "73%"
3. Page 4, line 3.  
Following: "~~35%~~"  
Strike: "23%"  
Insert: "27%"
4. Page 6, line 3.  
Following: "~~15%~~"  
Strike: "77%"  
Insert: "73%"

And, as amended, do pass. Report adopted.

### REPORTS OF SELECT COMMITTEES

SELECT COMMITTEE ON WATER (Roth, Chairman):  
HB 551, introduced bill, be amended as follows:

2/20/81

1. Title, lines 6 and 7.  
Following: "ESTABLISH"  
Strike: "A PUBLIC INTEREST"  
Insert: "AN ADDITIONAL"
2. Page 2, line 7.  
Following: "year"  
Strike: ","  
Insert: "and"
3. Page 2, line 8.  
Following: "water"  
Strike: "2"
4. Page 2, lines 10 through 12.  
Following: "requested,"  
Strike: remainder of line 10 through "interest," on line 12
5. Page 2, line 13.  
Following: "consider"  
Insert: "and provide evidence on"
6. Page 2, line 15.  
Strike: subsection (ii) in its entirety  
Renumber: subsequent subsections
7. Page 2, line 21.  
Following: "department"  
Strike: "may deny the application"  
Insert: "shall issue the permit"
8. Page 2, line 22.  
Following: "(6)"  
Strike: "only if it"  
Insert: "unless the department"

9. Page 2, line 23.

Following: "the"

Strike: "public interests served"

Insert: "benefits of existing water uses or private property rights protected"

10. Page 2, line 25.

Following: "applicant"

Insert: "or unless no evidence is provided under this subsection (6) for the department to consider"

And, as amended, do pass. Report adopted.

HB 667, do pass. Report adopted.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative Hemstad in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Smith excused at this time.

That HB 696 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shontz, Spiker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 80

Noes: None.

Total 0

Excused: Brand, Smith.

Total 2

Absent or not voting: Bardanouve, Bengtson, Curtiss, Dussault, Hannah, Iverson, Keedy, Kitselman, Kropp, Marks, Menahan, Phillips, Pistoria, Seifert, Shelden, Sivertsen, Vinger, Winslow.

Total 18

That HJR 22 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bennett, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ernst, Fabrega, Fedá, Gould, Hannah, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jensen, Kanduch, Keyser, Kropp, Lund, Marks, Matsko, McLane, Menahan, Meyer, Moore, Mueller, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert,



Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 62

Noes: Azzara, Bardanouve, Bergene, Bertelsen, Dozier, Dussault, Eudaily, Fagg, Hanson, Harper, Harrington, Hart, Huennekens, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Manning, Manuel, McBride, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, Shelden, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 34

Excused: Brand, Smith.

Total 2

Absent or not voting: Bengtson, Ellison.

Total 2

Representative Anderson moved that Senate Amendments to HB 118 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Brand, Smith.

Total 2

Absent or not voting: Bengtson, Burnett, Daily, Ellison, Matsko, Nilson, Seifert, Shelden.

Total 8

That HB 336 do pass. Representative Nordtvedt made a substitute motion that HB 336 be passed to the bottom of the board for the purpose of amendment. Motion failed. (19-73) Thereupon, HB 336 was passed by the following vote:

Ayes: Abrams, Andreason, Asay, Bennett, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Kanduch, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Wallin, Winslow.

Total 59

Noes: Anderson, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Conn, Dozier, Dussault, Ernst, Fabrega, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Jensen, Keedy, Kemmis, Kennerly,

Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, Roush, Sheldon, Thoft, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 39

Paired: Smith, Aye; Kemmis, No.

Excused: Brand.

Total 1

Absent or not voting: Teague.

Total 1

That the Committee rise and report. (Hemstad, Chairman). Report adopted. (72-21)

### **SPECIAL ORDERS OF THE DAY**

The Speaker introduced Brent Lytle, Greg Roeben, Donald Antonietti, Shawn Glen, Wendy Wing, Darryl Bjork, Grant Fagg, and Mary Billy, this week's pages, and thanked them for their services.

Representative Fagg moved that the House adjourn until 8:00 a.m., February 21, 1981.

Motion carried.

House adjourned at 7:40 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk



## FORTY-SECOND LEGISLATIVE DAY

Helena, Montana  
February 21, 1981

House Chambers  
Capitol Building

House convened at 8:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Azzara, Bennett, Brand, Ellison, Hemstad, Hurwitz, Kemmis, Kennerly, Manuel, Menahan, Seifert, Shontz, Smith, Stobie, Teague, Waldron, Yardley, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Forty-first Legislative Day, find the same to be correct.

SPILKER, Chairman

### REPORTS OF STANDING COMMITTEES

#### BILLS (Spilker, Chairman):

2/21/81

Correctly printed - HB 12, HB 20, HB 45, HB 99, HB 284, HB 364, HB 492, HB 493, HB 533, HB 538, HB 551, HB 555, HB 558, HB 595, HB 625, HB 635, HB 637, HB 641, HB 665, HB 667, HB 671, HB 678, HB 689, HB 690, HB 697, HB 698, HB 702, HB 703, HB 711, HB 717, HB 720, HB 738, HB 743, HB 748, HB 749, HB 755, HB 766, HB 774, HB 777, HB 788, HB 792, HJR 32, HJR 36, HJR 42.

Correctly engrossed - HB 26, HB 436, HB 607, HB 626, HB 642, HB 683, HJR 22.

Considered correctly engrossed - HB 336, HB 577, HB 639, HB 677, HB 696, HB 789.

Correctly enrolled - HB 2, HB 103, HB 123, HJR 15.

Examined by the sponsor (Marks) and found to be correct - HB 2.

Examined by the sponsor (Manuel) and found to be correct - HB 103.

Examined by the sponsor (Bertelsen) and found to be correct - HB 123.

Examined by the sponsor (O'Connell) and found to be correct - HJR 15.

#### AGRICULTURE, LIVESTOCK AND IRRIGATION (Smith, Chairman):

2/20/81

HJR 16, do pass. Report adopted.

SB 4, third reading copy, be amended as follows:

2/16/81

1. Title, line 8.

Following: "PRIVATE"

Insert: "PRIVATE"

2. Page 2, line 18.

Following: "PRIVATE"

Insert: "private"

3. Page 9, line 8.

Following: "refund"

Insert: "private"

4. Page 9, line 12.

Following: "PRIVATE"

Insert: "private"

5. Page 10, line 8.

Following: line 8



Insert: "(3) Upon submission of a written request to the director of the agricultural experiment station of Montana state university, a landowner may obtain a refund of the tax he has paid. The request must be made not less than 30 days or more than 90 days following payment of the tax. The director shall, upon receipt of such a timely refund request, refund the tax paid by the landowner. The director shall keep a record of all refunds for at least 2 years."

Renumber: subsequent subsection

And, as amended, be concurred in. Report adopted.

SB 136, be concurred in. Report adopted.

2/4/81

HUMAN SERVICES (Gould, Chairman):

2/20/81

HB 258, introduced bill, be amended as follows:

1. Title, line 4.

Following: "ESTABLISH A"

Strike: "PILOT"

2. Title, line 5.

Following: "WORK"

Insert: "EXPERIENCE AND TRAINING"

Following: "PROGRAM"

Strike: "IN AT LEAST SIX COUNTIES IN MONTANA"

3. Title, line 6.

Following: "OF"

Strike: "PUBLIC ASSISTANCE"

Insert: "AFDC PAYMENTS"

4. Title, line 9.

Following: "PROGRAM"

Strike: "PERMANENTLY"

Insert: "TO INCLUDE RECIPIENTS OF OTHER FORMS OF PUBLIC ASSISTANCE"

5. Page 1, line 11.

Strike: everything following the enacting clause

Insert: "Section 1. Purpose. The purpose of [this act] is to establish a work experience and training program to be coordinated, whenever fiscally advantageous, with the federal WIN program to provide recipients of AFDC payments an opportunity to contribute their efforts to society, to improve their skills and increase their employment opportunities, to promote their self-sufficiency, and to explore the feasibility of expanding this program to include recipients of other forms of public assistance.

Section 2. Definitions. As used in [this act], the following definitions apply:

(1) "AFDC" means aid to families with dependent children, as defined in the federal Social Security Act, 42 U.S.C. 601 through 626.

(2) "Board" means the board of social and rehabilitation appeals provided for in 2-15-2203.

(3) "Departments" means the department of social and rehabilitation services provided for in Title 2, chapter 15, part 22, and the department of labor and industry provided for in Title 2, chapter 15, part 17.

(4) "Program" means the work experience and training program established under [this act].

(5) "Project" means a place, approved by the departments, at which a recipient of AFDC payments may receive work experience or training.

(6) "WIN" means the federal work incentive program provided for in 42 U.S.C. 630 through 644.

Section 3. Departments to establish program. The departments shall work jointly to establish a program in which an employable or potentially employable person may be required to participate as a condition of eligibility for AFDC payments. AFDC payments shall continue to be paid to such a person by the same agencies authorized to make such payments prior to [the effective date of this act], pursuant to Title 53, chapter 4, and regulations under WIN. The departments may jointly or individually enter into agreements with governmental units or agencies or nonprofit agencies to establish projects to effectuate this program. The departments shall, to the extent practicable, establish the program on a statewide basis.

Section 4. Exemptions. A person may be exempt from mandatory participation in the program if he is:

- (1) under 16 years of age;
- (2) enrolled in and attending school full time when attendance is appropriate and 16 but not yet 21 years of age;
- (3) ill or significantly and substantially incapacitated if it has been determined by the department, on the basis of medical evidence or on another sound basis, that the illness or incapacitation is serious enough to temporarily or permanently prevent the person from engaging in a work experience or training project;
- (4) the caretaker in the home of a household member who requires the person's presence in the home on a substantially continuous basis as determined by a physician or a licensed or certified psychologist. Only one member of a household may claim this exemption.
- (5) the mother, the father, or other caretaker relative of a child under the age of 6. Only one member of a household may claim this exemption.
- (6) 65 years of age or older; or
- (7) for any other reason exempt from participating in the WIN program pursuant to federal regulations.

Section 5. Suitability of project. A project established under [this act] may not be used to supplant or perform any work ordinarily performed by:

- (1) a regular employee, whether paid or voluntary; or
- (2) a regular employee whose position is vacant due to a labor strike or a lockout currently in active progress.

Section 6. Disqualification from public assistance — right of appeal. (1) If the departments or their authorized designees determine that a person required to participate in the program has failed or refused to do so or has failed to comply with the rules established under [section 7], that person, upon written notice by one of the

departments or its authorized designee, shall be disqualified from receiving AFDC payments. The termination of AFDC payments for any person may not affect AFDC payments or any other form of public assistance received by other members of the same household.

(2) Upon written notification of disqualification, an affected person may appeal to:

(a) the board for a fair hearing, pursuant to Title 53, chapter 2, part 6; or

(b) the department of labor and industry for redress under the WIN adjudication process, pursuant to CFR part 56 and 45 CFR part 1398.

Section 7. Adoption of rules. (1) The departments jointly shall adopt rules for:

(a) the determination of suitable projects;

(b) the determination of employability;

(c) registration and participation in the program;

(d) the determination of disqualification for AFDC payments and subsequent reeligibility of persons who fail to comply with the provisions of [this act] and rules adopted under [it];

(e) reporting and other responsibilities of the sponsoring project;

(f) hearing procedures required under [section 6], and the determination of which appeal process is appropriate for the recipient; and

(g) the administration of the program and the delegation of responsibilities between the departments.

Section 8. Compliance with federal requirements authorized. The departments are authorized to comply with such federal requirements and to adopt such methods of administration as may be necessary under WIN or similar federal programs to obtain federal funds in the maximum amount and most advantageous proportion possible.

Section 9. Departments to make recommendations. The departments shall make recommendations to the 48th legislature as to the feasibility of expanding the program to include recipients of other forms of public assistance. The departments' recommendations may be accompanied by suggested legislation necessary to implement the recommendations made.

Section 10. Conflict with federal law. If any portion of the program is found to conflict with federal law or rules, that portion may be suspended."

And, as amended, do pass. Report adopted.

Committee adopted the following Statement of Intent:

#### STATEMENT OF INTENT HOUSE BILL 258

A statement of intent is required for this bill because it delegates rulemaking authority to the Department of Social and Rehabilitation Services and to the Department of Labor and Industry in section 7.



It is intended that the Departments adopt rules similar to those used under the WIN program, unless the Departments determine that more efficient procedures can be established which do not interfere with obtaining federal funds in the maximum amount and most advantageous proportion possible.

It is the intent of subsection (1)(b) of section 7 that the Departments establish procedures for a recipient to prove qualification under the exemptions of section 4.

It is the intent of subsection (1)(c) of section 7 that the Departments prescribe procedural rules for applications for project placement, time deadlines, attendance requirements for project participants, guidelines for lines of authority, and related personnel matters. The Departments should provide AFDC recipients with general information regarding the program's structure and the consequences of a person's refusal to participate in the program.

It is the intent of subsection (1)(e) of section 7 that the Departments require the sponsoring project to complete attendance reports and to provide meaningful job supervision. The Departments should clarify, in the agreement with the sponsoring project, who will be responsible for materials, equipment, and tools necessary to participate in the project.

HB 755, do pass. Report adopted.

HJR 36, do pass. Report adopted.

NATURAL RESOURCES (Iverson, Chairman):

2/20/81

HJR 32, do pass. Report adopted.

HJR 40, do pass. Report adopted.

HJR 42, introduced bill, be amended as follows:

1. Page 1, line 19.

Following: "a"

Insert: "commercial"

And, as amended, do pass. Report adopted.

### MOTIONS

Representative Fagg moved that the rules be temporarily suspended to allow all bills passing Second Reading this day to be placed immediately on Third Reading. Motion carried unanimously.

Representative Fagg moved that the rules be temporarily suspended to allow any bills on the members' desks at this time to be placed on Second Reading this day. Motion carried unanimously.

Representative Lund moved that HB 819 be taken from the Committee on Education and Cultural Resources and rereferred to the Committee on Appropriations. Motion carried.

Representative Gould moved that HJR 44 be taken from the Committee on Human Services and rereferred to the Committee on Natural Resources. Motion carried.

House recessed at 8:10 a.m.

House reconvened at 10:10 a.m.

Roll was called again. All members present except Representatives Fabrega and Jensen, excused.

### REPORTS OF STANDING COMMITTEES

AGRICULTURE, LIVESTOCK AND IRRIGATION (Smith, Chairman):

2/20/81



HB 345, do not pass. Representative Smith moved the adoption of the Adverse Committee Report. Representative Ellerd made a substitute motion that HB 345 be printed and placed on Second Reading. Motion failed. (31-63) Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Quilici, Roush, Ryan, Schultz, Seifert, Shelden, Sivertsen, Spilker, Stobie, Switzer, Thoft, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 74

Noes: Bennett, Brown, Conroy, Curtiss, Ellerd, Ellison, Hannah, Hurwitz, McLane, Menahan, O'Connell, Pavlovich, Pistoria, Roth, Sales, Smith, Underdal, Vinger, Wallin.

Total 19

Excused: Fabrega, Jensen.

Total 2

Absent or not voting: Azzara, Meyer, Robbins, Shontz, Teague.

Total 5

Representatives Fabrega and Jensen present at this time.

JUDICIARY (Keyser, Chairman):

2/19/81

HB 676, do not pass. Representative Keyser moved the adoption of the Adverse Committee Report. Representative Harper made a substitute motion that HB 676 be printed and placed on Second Reading. Motion failed. (47-48) Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Asay, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harrington, Hemstad, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Keyser, Kropp, Lory, Lund, Matsko, McLane, Menahan, Moore, Mueller, Nordtvedt, Pavlovich, Phillips, Quilici, Roth, Ryan, Sales, Seifert, Sivertsen, Smith, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Mr. Speaker.

Total 59

Noes: Abrams, Andreason, Bardanouve, Bertelsen, Brand, Cozzens, Donaldson, Dussault, Fabrega, Hannah, Harper, Hart, Holliday, Huennekens, Kemmis, Kennerly, Kessler, Kitselman, Manning, McBride, Metcalf, Meyer, Neuman, Oberg, O'Connell, O'Hara, Pistoria, Robbins, Roush, Shelden, Shontz, Spilker, Waldron, Williams, Yardley, Zabrocki.

Total 36

Excused: None.

Total 0

Absent or not voting: Azzara, Manuel, Nilson, Schultz, Teague.

Total 5

LABOR AND EMPLOYMENT RELATIONS (Ellerd, Chairman): 2/18/81

HB 645, do not pass. Representative Ellerd moved the adoption of the Adverse Committee Report. Representative Burnett made a substitute

motion that HB 645 be printed and placed on Second Reading. Motion failed. (18-80) Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conroy, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Waldron, \*Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Andreason, Burnett, Cozzens, Hurwitz, Kropp, McLane, Nordtvedt, Roth, Sales, Stobie, Underdal.

Total 11

Excused: None.

Total 0

Absent or not voting: Conn, Curtiss, Jensen, Kitselman, Pistoria, Vinger.

Total 6

\*Representative Wallin moved that his vote be recorded as yes. Motion carried unanimously. See Motions.

NATURAL RESOURCES (Iverson, Chairman):

2/14/81

HJR 13, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, \*Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Abrams, Andreason, Asay, Ernst, Holliday, Hurwitz, Iverson, Manuel, Roth, Ryan, Stobie, Thoft, Underdal.

Total 13

Excused: None.

Total 0

Absent or not voting: Azzara, Burnett, Jensen, Kitselman.

Total 4

\*Representative Brown moved that his vote be changed from no to yes. Motion carried unanimously. See Motions.

STATE ADMINISTRATION (Feda, Chairman):

2/20/81

HB 730, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Hannah, Hanson, Harper, Holliday, Hurwitz, Jensen, Kessler, Keyser, Kitselman, Kropp, Lund, Matsko, McBride, McLane, Moore, Mueller, Nordtvedt, Oberg, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Switzer, Thoft, Vincent, Vinger, Waldron, Wallin, Winslow, Mr. Speaker.

Total 54

Noes: Abrams, Bennett, Brand, Brown, Conn, Conroy, Daily, Dozier, Ellison, Fabrega, Gould, Harp, Harrington, Hart, Hemstad, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Lory, Manning, Manuel, Menahan, Metcalf, Meyer, Neuman, Nilson, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Stobie, Teague, Underdal, Williams, Yardley, Zabrocki.

Total 43

Excused: None.

Total 0

Absent or not voting: Azzara, Burnett, Iverson.

Total 3

HB 733, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Brand, Hurwitz, Keedy, Oberg, Vincent.

Total 5

Excused: None.

Total 0

Absent or not voting: Azzara, Iverson, Schultz, Seifert, Shelden.

Total 5

HB 752, do not pass. Representative Feda moved the adoption of the Adverse Committee Report. Representative Seifert made a substitute motion that HB 752 be printed and placed on Second Reading. Motion failed. (28-68) Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brown, Conn, Daily, Devlin, Donaldson, Dozier, Dussault, Ernst,



Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, \*Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 78

Noes: Andreason, Bennett, Briggs, Conroy, Cozzens, Curtiss, Ellerd, Hannah, Hurwitz, Jensen, Kropp, Roth, Sales, Seifert, Smith, Stobie, Wallin.

Total 17

Excused: None.

Total 0

Absent or not voting: Brand, Burnett, Ellison, Matsko, Vinger.

Total 5

\*Representative Pistoria moved that his vote be changed from no to yes. Motion carried unanimously. See Motions.

Representative McLane excused at this time.

BUSINESS AND INDUSTRY (Fabrega, Chairman):

2/21/81

HB 725, introduced bill, be amended as follows:

1. Title, line 9.

Following: "AS A"

Insert: "LAND"

2. Page 3, line 12.

Strike: "transfer"

Insert: "verification"

And, as amended, do pass. Report adopted.

EDUCATION AND CULTURAL RESOURCES (Eudaily, Chairman):

2/21/81

HJR 30, introduced bill, be amended as follows:

1. Title, lines 5 and 6.

Following: "MONTANA" on line 5

Strike: "HONORING" through "THE" on line 6

Insert: "REQUESTING THE MONTANA ARTS COUNCIL TO PROVIDE THE 48TH LEGISLATURE WITH A PROCESS FOR ESTABLISHING THE POSITION OF"

2. Page 1, line 9 through line 7 on page 2.

Following: the title

Strike: the resolution in its entirety

Insert: "WHEREAS, it is fitting and proper to honor outstanding Montana artists; and

WHEREAS, many states have found it fit to identify a state poet laureate; and

WHEREAS, the Montana Arts Council consists of individuals from throughout the state having a background or interest in the arts which could be effectively used to suggest the duties of and criteria for choosing a Montana poet laureate.



NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

(1) That the Montana Arts Council is requested to recommend to the 48th Legislature:

(a) the duties and responsibilities of a poet laureate of the State of Montana; and

(b) a process for designating a poet laureate of the State of Montana that would provide criteria for identifying persons who have the qualifications to be considered for this great honor and that will assure that Montana's poet laureate will bring honor and respect to the State of Montana.

(2) That the Secretary of State send a copy of this resolution to the chairman of the Montana Arts Council."

And, as amended, do pass. Report adopted.

### REPORTS OF SELECT COMMITTEES

#### FREE CONFERENCE COMMITTEE ON HOUSE BILL NO. 94

Report No. 1, February 20, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on House Bill No. 94, met February 20, 1981, and considered:

Senate Committee on Finance and Claims amendments, dated February 4, 1981.

We recommend that:

The House accede to amendments no. 1 and 2.

The reference copy of House Bill No. 94 be amended as specified in the clerical instructions.

The Free Conference Committee Report on House Bill No. 94 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Page 3.

Following: line 23

Insert: "General Operations      \$117,500"

2. Page 8.

Following: line 16

Insert: "DEPARTMENT OF SOCIAL AND REHABILITATION  
SERVICES

Medicaid Accrual	\$3,954,606
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Grant-in Aid	425,000
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Item 1 is appropriated only for medicaid accruals. There are to be no cash expenditures made against this appropriation during fiscal 1981 or fiscal 1982. A unique responsibility center and appropriation number shall be established in the statewide budgeting and accounting system to account for this appropriation. Notwithstanding any other provision of law, no other medicaid accrual may be made in fiscal 1981.

Before expending any funds under item 2 the department shall determine that all expenditures from the county poor fund have been reasonable and necessary, according to criteria set by the department, for the county to meet its obligations under law to provide assistance to the needy."

FOR THE HOUSE:

Lund  
Marks  
Bardanoue

FOR THE SENATE:

Dover  
Keating  
Van Valkenburg

### MESSAGES FROM THE OTHER HOUSE

Senate Bills and Senate Joint Resolution passed and transmitted to the House for concurrence: 2/20/81

Senate Bill No. 133, introduced by Manley, Curtiss

Senate Bill No. 353, introduced by Conover, Graham, E. Smith, Holliday

Senate Bill No. 368, introduced by Elliott

Senate Bill No. 399, introduced by Manley, Turnage, Elliott

Senate Bill No. 406, introduced by Himsl, S. Brown

Senate Bill No. 407, introduced by S. Brown, Himsl

Senate Bill No. 414, introduced by Boylan

Senate Bill No. 456, introduced by Mazurek, B. Brown

Senate Bill No. 458, introduced by Blaylock, B. Brown

Senate Joint Resolution No. 12, introduced by B. Brown, Blaylock

Senate Bills passed as amended and transmitted to the House for concurrence: 2/20/81

Senate Bill No. 29, introduced by Hager

Senate Bill No. 112, introduced by Tveit, Galt, Severson, Aklestad

Senate Bill No. 243, introduced by Graham

Senate Bill No. 245, introduced by Mazurek

Senate Bill No. 265, introduced by Hager

Senate Bill No. 267, introduced by Mazurek

Senate Bill No. 336, introduced by P. Ryan, Towe, Mazurek

Senate Bill No. 349, introduced by Boylan, Ellerd, Galt, M. Anderson

Senate Bill No. 363, introduced by Ochsner, Roth, Kolstad, et al.

Senate Bill No. 395, introduced by S. Brown, Himsl

Senate Bill No. 422, introduced by Graham, D. Manning

Senate Bill No. 440, introduced by McCallum, B. Brown

### MOTIONS

Representative Pistoria moved that his vote on HB 752, Adverse Committee Report, be changed from no to yes. Motion carried unanimously.

Representative Brown moved that his vote on HJR 13, Adverse Committee Report, be changed from no to yes. Motion carried unanimously.

Representative Wallin moved that his vote on HB 645, Adverse Committee Report, be recorded as yes. Motion carried unanimously.

Representative Fagg moved that HB 551 be taken from Second Reading and rereferred to the Select Committee on Water. Motion carried.

Representative Sivertsen moved that consideration on HB 595 be passed until the 43rd legislative day. Motion carried.

Representative Jacobsen moved that HB 117 be taken from the Committee on State Administration and placed on Second Reading on the 43rd legislative day. Motion failed. (25-66)

Representative Fedá moved that the rules be temporarily suspended for a drafting request for the Committee on State Administration. Motion failed, lacking a two-thirds majority vote. (51-43)

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Keyser in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Menahan excused at this time.

That HB 545 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, Metcalf, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: McLane, Menahan.

Total 2

Absent or not voting: Andreason, Bardanouve, Fagg, Hannah, Jensen, Manuel, Meyer, Nordtvedt, Pavlovich, Smith, Spilker, Waldron.

Total 12

That HB 367 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss,

Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 82

Noes: None.

Total 0

Excused: McLane, Menahan.

Total 2

Absent or not voting: Bardanouve, Conroy, Daily, Fagg, Feda, Hemstad, Manuel, Marks, Nordtvedt, Pavlovich, Shelden, Smith, Teague, Thoft, Underdal, Yardley.

Total 16

Representative Dussault excused at this time.

That HB 684 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Metcalf, Meyer, Moore, Mueller, Neuman, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Dussault, McLane, Menahan.

Total 3

Absent or not voting: Bardanouve, Briggs, Feda, Kemmis, Marks, Nilson, Nordtvedt, Robbins, Shelden, Smith.

Total 10

That HB 685 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bergene, Conroy, Cozzens, Daily, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harper, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kennerly, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 67



Noes: Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Curtiss, Donaldson, Fagg, Hannah, Harp, Iverson, Keedy, Kessler, Keyser, McBride, Roth, Sales, Smith, Waldron.

Total 20

Paired: Holliday, McLane, Ayes; Fagg, Waldron, Noes.

Excused: Dussault, Menahan.

Total 2

Absent or not voting: Azzara, Bardanouve, Conn, Harrington, Hart, Kemmis, Marks, Metcalf, Nordtvedt, Oberg, Williams.

Total 11

Representative Dussault present at this time.

Representative Azzara moved that HB 57, second reading copy, be amended as follows:

1. Page 3.

Following: line 7

Insert: "NEW SECTION. Section 4. Service continuation — industrial annexation. (1) If an industrial, manufacturing, mining, smelting, refining, or transportation facility or a golf or country club, athletic field or aircraft landing field, cemetery, or place for public or private outdoor entertainment is to be annexed under the provisions of this part and prior to annexation the facility has self-provided services that would otherwise be provided by the municipality the facility may continue to provide such services as provided in this section.

(2) Direct services or fees for a service may include, but are not limited to:

- (a) fire protection;
- (b) police and security protection;
- (c) fees for building inspection;
- (d) solid waste disposal and related fees;
- (e) water and sewer and related fees.

(3) If the facility is to continue to provide such services it must enter into a service continuation agreement with the municipal government, the service continuation agreement must be mutually agreed upon by both the municipality and the facility to be annexed before annexation can occur. The municipality shall thereafter reduce any property taxes and fees levied by the municipality on the facility by that amount which can be directly attributed to the non-provided municipal service and shall be set forth in the service continuation agreement. The service continuation agreement:

- (a) shall describe the service or services that shall be provided by the facility;
- (b) shall set forth property tax and fee reduction provisions;
- (c) shall state that the municipality is not to provide the services at the facility and that the facility absolves the municipality of any liability for not providing the service and shall indemnify the municipality for any civil damages on behalf of a third party because of the lack of the municipal service; and

(d) may be amended or revoked by mutual agreement of the facility and the municipality.

(4) If the municipality and the facility fail to agree upon a service continuation agreement within 30 days after the annexation either party may petition district court for a hearing on those provisions the parties are unable to agree upon. After the hearing the district court shall by order establish those disputed contractual provisions. The court shall award attorney and court costs to the prevailing party."

Renumber: subsequent sections

2. Page 5.

Following: line 2

Insert: "Section 6. Codification instruction. Section 4 is intended to be codified as an integral part of Title 7, chapter 2, part 45, and the provisions of Title 7, chapter 2, part 45, apply to section 4."

Amendment passed by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bergene, Brand, Conroy, Cozzens, Daily, Dozier, Dussault, Fabrega, Fagg, Gould, Harper, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, McBride, Metcalf, Meyer, Neuman, Nilson, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Shelden, Shontz, Spilker, Teague, Thoft, Vincent, Waldron, Winslow, Yardley, Zabrocki.

Total 51

Noes: Andreason, Briggs, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hannah, Hanson, Harp, Jacobsen, Kitselman, Matsko, Moore, Mueller, Phillips, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Stobie, Switzer, Underdal, Vinger, Wallin.

Total 29

Excused: McLane, Menahan.

Total 2

Absent or not voting: Anderson, Asay, Bengtson, Bennett, Bertelsen, Brown, Burnett, Conn, Feda, Harrington, Holliday, Manuel, Marks, Nordtvedt, Oberg, O'Connell, O'Hara, Williams.

Total 18

Representative Menahan present at this time.

And HB 57, as amended, do pass by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bergene, Brand, Brown, Conn, Conroy, Cozzens, Daily, Donaldson, Dozier, Dussault, Fabrega, Fagg, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Lory, Manning, Manuel, Marks, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, Quilici, Robbins, Roush, Shontz, Teague, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 52

Noes: Anderson, Andreason, Bengtson, Bennett, Bertelsen, Briggs, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Gould, Hannah, Harp, Iverson, Jacobsen, Kitselman, Kropp, Matsko, Moore, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Spilker, Stobie, Switzer, Underdal, Vinger, Wallin.

Total 38

Excused: McLane.

Total 1

Absent or not voting: Asay, Burnett, Feda, Jensen, Lund, Pavlovich, Roth, Smith, Thoft.

Total 9

That HB 192 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Seifert.

Total 1

Excused: McLane.

Total 1

Absent or not voting: Bengtson, Feda, Hemstad, Hurwitz, Kessler, Lund, Manuel, Roth.

Total 8

Representative Vincent in the Chair.

That HB 320 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: McLane.

Total 1

Absent or not voting: Bengtson, Bertelsen, Ellison, Feda, Hannah, Harrington, Hemstad, Hurwitz, Keedy, Kemmis, Lund, McBride, Spilker, Waldron.

Total 14

Representative Kemmis moved that HB 409, second reading copy, be amended as follows:



1. Page 3, line 13.

Following: "understanding"

Insert: "entered into after [the effective date of this act]"

2. Page 4, line 17.

Following: "agreement"

Insert: "entered into after [the effective date of this act]"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedas, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: McLane.

Total 1

Absent or not voting: Azzara, Brown, Curtiss, Harp, Moore, Sales, Vinger.

Total 7

And HB 409, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedas, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McBride, McLane, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: Azzara, Bennett, Brand, Ellerd, Hurwitz, Kennerly, Manning, Manuel, Marks, Moore, Mueller, Nordtvedt, Phillips, Roth, Sales, Seifert, Smith, Spilker, Stobie.

Total 19

Paired: McLane, Aye; Spilker, No.

Excused: None.

Total 0

Absent or not voting: Curtiss, Meyer.

Total 2

Representative Roth and the Long Range Building Committee excused at this time.

Representative Keyser in the Chair.



That HB 430 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Bertelsen, Briggs, Burnett, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Hurwitz, Iverson, Jensen, Kanduch, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 53

Noes: Abrams, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Brand, Brown, Conn, Daily, Donaldson, Dozier, Dussault, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Manning, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 46

Paired: Fagg, Hurwitz, McLane, Moore, Roth, Spilker, Ayes; Bardanouve, Donaldson, Dussault, Kemmis, Menahan, Quilici, Noes.

Excused: Manuel.

Total 1

Absent or not voting: None.

Total 0

That the Committee rise and report and beg leave to sit again. (Keyser, Chairman). Report adopted. (65-25)

House recessed at 1:50 p.m.

House reconvened at 3:15 p.m.

Representative Roth and the Long Range Building Committee present at this time.

## MOTIONS

Representative Hannah moved that the House reconsider its action in adopting the Adverse Committee Report on HB 676 this day. Motion carried. (62-29)

## REPORTS OF STANDING COMMITTEES

BUSINESS AND INDUSTRY (Fabrega, Chairman):

2/21/81

HB 487, do pass. Report adopted.

HB 578, introduced bill, be amended as follows:

1. Page 2, line 1.

Following: "activity."

Insert: "'License" does not include licenses, permits, or registrations issued under Title 30, chapter 10, parts 1 through 3, Title 33, Title 37, and Title 80. Such licenses are excluded from the coverage of [this act]."

2. Page 2, lines 21 and 22.

Following: "and"

Insert: "upon request"

Following: "information" on line 21

Strike: "to the business community"

3. Page 3, line 24.

Following: "the"

Insert: "small"

Following: "business"

Strike: "license"

Insert: "licensing"

4. Page 4, lines 20 and 21.

Following: "[ " on line 20

Strike: "sections 1 through"

Insert: "section"

5. Page 6.

Following: line 2

Insert: "Section 9. Information availability. The small business licensing coordination center shall encourage and invite federal and local government agencies to make license and permit information available to applicants through the coordination center. The center shall, where possible, advise applicants of federal and local government agency license and permit requirements."

Section 10. New licenses, permits, or modifications. Each state agency shall report to the coordination center any new license or permit or modification of an existing license or permit that becomes effective as a requirement after the effective date of this act, together with the applicable forms and pertinent rules and information."

Renumber: subsequent section

And, as amended, do pass. Report adopted.

Committee adopted the following Statement of Intent:

#### STATEMENT OF INTENT HOUSE BILL 578

A statement of intent is required for HB 578 in that it delegates rulemaking authority to the governor in Section 5.

1. Subsection (1) of section 5 provides that the governor has the power to direct changes in license administration, consistent with law. The governor may direct certain changes based on the recommendation of the small business license coordination center. The duties of the small business license coordination center are set forth in section 4 of this bill. As a point of clarity, the governor's authority to direct changes in executive agencies already exists. It is not intended that subsection (1) of section 5 delegate new authority or additional power to the governor.

2. In subsection (2) of section 5, the governor is authorized to adopt rules to change the license renewal period or expiration date of any license. This authority has been delegated to the governor in order to realize the primary goal of this legislation. Presently, any one business may require more than one license that expires on different dates. The intent of this bill is to create a uniform licensing procedure if possible, to eliminate unnecessary steps if the applicant could apply for more than one license at one time. If the objectives of consistency and uniformity are to be met, it is imperative that the governor have the power to change license expiration and renewal dates. Any rule adopted that relates to changing the expiration of renewal date of a license shall be consistent with the provisions of the Montana Administrative Procedure Act.

HB 780, introduced bill, be amended as follows:

1. Page 4, line 6.

Strike: "only"

Insert: "primarily"

And, as amended, do pass. Report adopted.

HB 798, introduced bill, be amended as follows:

1. Page 1, line 20.

Following: "development"

Insert: ", and all phases of the livestock and agricultural industry"

2. Page 4, line 7.

Strike: "— quasi-judicial"

3. Page 4, lines 11 and 12.

Following: "governor" on line 11

Strike: "as provided in 2-15-124"

4. Page 4, lines 24 and 25.

Following: "(3)" on line 24

Strike: remainder of line 24 through "purposes" on line 25

Insert: "The terms of members of the authority expire coincidentally with the terms of the appointing officers. Compensation of members and functions of the authority are regulated by subsections (7) and (8)"

5. Page 13, line 17.

Strike: "\$150"

Insert: "\$200"

6. Page 22, lines 13 through 17.

Strike: section 22 in its entirety

Insert: "Section 22. Annual audit. The authority's books and records must be audited at least once each year by the legislative auditor or by a contract auditor as directed by the legislative audit committee. The cost of the audit shall be paid by the authority."

And, as amended, do pass. Report adopted.

Committee adopted the following Statement of Intent:

#### STATEMENT OF INTENT HOUSE BILL 798

A statement of intent is required for this bill because it grants rulemaking authority.

Section 5(3) of the bill authorizes the Montana economic development authority to adopt all procedural and substantive rules necessary for the administration of the act.

It is intended that these rules deal with the terms of loans, forms for loan applications, sale of bonds, internal management of the authority's business, procedures for servicing loans by financial institutions, procedures for acquiring and disposing of property, and establishing reserve requirements.

Section 5(21) requires the authority to designate "primary industries", which are to be given preference for loans.

It is intended that primary industries be commercial, manufacturing, agricultural, industrial, transportation, recreational, and tourist enterprises.

LABOR AND EMPLOYMENT RELATIONS (Ellerd, Chairman): 2/21/81

HB 750, introduced bill, be amended as follows:

1. Title, line 5.

Following: "EMPLOYERS"  
Strike: ", ON AN ANNUAL BASIS,"

2. Page 1, line 12.  
Following: "denial ="  
Strike: "annual"

3. Page 1, line 18.  
Following: "(2)"  
Strike: "Every"  
Insert: "Upon the request of an employer it insures, an"  
Following: "notify"  
Strike: ", on an annual basis,"

4. Page 1, line 19.  
Following: line 18  
Strike: "each"  
Insert: "the"  
Following: "employer"  
Strike: "it insures"

And, as amended, do pass. Report adopted.

LOCAL GOVERNMENT (Bertelsen, Chairman):  
HB 278, introduced bill, be amended as follows:

2/21/81

1. Title, line 4.  
Following: "PROMOTE"  
Insert: "COMPREHENSIVE"  
2. Title, line 7.  
Following: "APPROPRIATING"  
Strike: "\$1,000,000"  
Insert: "\$250,000"

3. Page 3, line 4.  
Following: "income"  
Strike: "\$1,000,000"  
Insert: "\$250,000"

And, as amended, do pass. Report adopted.

Committee adopted the following Statement of Intent:

# STATEMENT OF INTENT HOUSE BILL 278

(1) A statement of intent is required for this bill because it grants rulemaking authority to the Department of Natural Resources and Conservation in section 3.

(2) Not contemplated in this act is the use of grants where other funds may be available or for the use of specific energy saving applications. The grants are to be awarded for the analysis of a community's energy use, so that by viewing the community as an energy use system the community may comprehensively address its energy efficiency and hence effectively allocate its resources where they will provide the greatest good.

(3) The authority delegated to the Department of Natural Resources and Conservation by House Bill 278 is for the purpose of establishing the procedure for submitting applications for grants under the act and establishing the review procedure and criteria under which the department will determine the sufficiency of applications and the award of grants.

HB 307, do pass. Report adopted.



Committee adopted the following Statement of Intent:

STATEMENT OF INTENT  
HOUSE BILL 307

A statement of intent is required for House Bill 307 because it delegates rulemaking authority to the Board of Health and Environmental Sciences for making grants to local governments for the purchase of solid waste management capital equipment. The bill provides the terms of agreement for grants between the department and local governments. It then provides rulemaking authority for eligibility standards and application and award procedures in making capital equipment grants.

It should be noted that Montana in the past has adopted regulatory provisions (Title 16, chapter 14, subchapter 1) which provide for the application procedures required for the issuance of planning grants and organizational loans. House Bill 307 will allow the Board of Health and Environmental Sciences to adopt additional rules establishing the procedures required for the department to issue implementation grants to local governments.

Under House Bill 307, the Board of Health and Environmental Sciences will also have the authority to revise existing administrative rules in the area of solid waste grants. These revisions will be needed to allow the department to issue implementation grants to local governments. Thus, the state will be able to pass through implementation funds pursuant to adopted rules, as they become available, to local governments for purposes of establishing waste management systems.

HB 393, introduced bill, be amended as follows:

1. Page 1, line 20.  
Following: "expended"  
Strike: "from"
2. Page 1, line 21.  
Following: line 20  
Strike: "cash funds"  
Insert: "in each fund"

And, as amended, do pass. Report adopted.

HB 516, introduced bill, be amended as follows:

1. Page 1, line 12.  
Following: line 11  
Strike: "Property"  
Insert: "Buildings"  
Following: "Act of"  
Strike: "1983"  
Insert: "1981"
2. Page 1, line 16.  
Following: "buildings"  
Strike: "and facilities"
3. Page 1, line 25 through line 2 on page 2.  
Following: "(3)"  
Strike: subsection (3) in its entirety  
Insert: "'State-owned building' means a structure owned by the state of Montana intended for human habitation as a dwelling, office, or school having an area of 2,000 or more square feet."
4. Page 2, line 6.

Strike: "property"

Insert: "building"

5. Page 2, line 25.

Strike: "property"

Insert: "building"

6. Page 3, line 4.

Following: "state-owned"

Strike: "property"

Insert: "building"

7. Page 3, line 15.

Following: "payment."

Insert: "(1)"

8. Page 3, line 19.

Following: "buildings"

Strike: "or facilities"

9. Page 3, line 20.

Following: "[section 6]."

Insert: "If the appropriation for the implementation of [this act] is insufficient for the full payments determined under [section 7] the department shall reduce all payments proportionately.

(2)"

10. Page 3, line 25 through line 4 on page 4.

Strike: section 9 in its entirety

Renumber: subsequent sections

11. Page 4, line 7.

Following: "any"

Strike: "state property"

Insert: "state-owned building"

And, as amended, do pass. Report adopted.

HB 715, introduced bill, be amended as follows:

1. Page 4, line 17.

Following: "the"

Strike: "transaction"

Insert: "time of conveyance"

2. Page 8, lines 5 and 6.

Following: "division"

Strike: "within a 12-month period"

3. Page 8, line 9.

Following: "period of"

Strike: "5"

Insert: "3"

4. Page 9, line 3.

Following: "period of"

Strike: "5"

Insert: "3"

5. Page 9, line 13.

Following: line 12

Strike: "40-4-402"

Insert: "40-4-202"

6. Page 9, line 15.

Following: "survey;"

Strike: "and"

7. Page 9, line 17.

Following: "domain"

Strike: ","

Insert: ";and"

8. Page 9.

Following: line 17

Insert: "(h) divisions used for utility sitings or easements provided no structure requiring water or sewage disposal is erected on the parcel."

And, as amended, do pass. Report adopted.

HB 737, introduced bill, be amended as follows:

1. Page 2, line 1.

Following: "thereof"

Insert: "and real property"

2. Page 8, line 23.

Following: line 22

Strike: "The"

Insert: "Subject to the limitations of this section the"

3. Page 8, line 8.

Following: "board"

Strike: "shall"

Insert: "may"

And, as amended, do pass. Report adopted.

HB 760, do pass. Report adopted.

HB 765, do pass. Report adopted.

HB 770, do pass. Report adopted.

HB 781, introduced bill, be amended as follows:

1. Page 1, lines 20 through 24.

Following: "terms"

Strike: remainder of line 20 through "agreement" on line 24

2. Page 2, line 10.

Following: "bids"

Insert: "as provided in 7-6-206"

3. Page 2, lines 14 through 16.

Following: "shall"

Strike: remainder of line 14 through "shall" on line 16

4. Page 2, line 19.

Following: "requirements"

Strike: ","

Insert: "and"

5. Page 2, line 19 through line 2 on page 3.

Following: "invested"

Strike: remainder of line 19 through "decision" on line 2 on page 3

6. Page 4, line 19.

Following: line 18

Strike: "not"

And, as amended, do pass. Report adopted.

HB 790, introduced bill, be amended as follows:

1. Page 4.

Following: line 2

Insert: "Section 6. Coordination with House Bill 765. If House Bill 765 introduced in the 47th legislature is passed and approved:

- (1) sections 1, 4, and 5 of this act are void and of no effect;
- (2) the amendatory material added to 7-13-141, MCA, as subsection (3) in section 2 of this act relating to regulatory authority of the public service commission is void and of no effect; and
- (3) the amendatory material added to 7-13-144, MCA, as new subsection (2) in section 3 of this act relating to regulatory authority of the public service commission is void and of no effect and the code commissioner is authorized and instructed to internally renumber the subsections of section 7-13-144, MCA, accordingly."

And, as amended, do pass. Report adopted.

HB 805, do pass. Report adopted.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following Senate bills were introduced, read first time and referred to committees:

- SB 29, introduced by Hager. Referred to Committee on Judiciary.
- SB 112, introduced by Tveit, Galt, Severson, Aklestad. Referred to Committee on Judiciary.
- SB 133, introduced by Manley, Curtiss. Referred to Committee on Local Government.
- SB 243, introduced by Graham, (By Request of the Department of Natural Resources and Conservation). Referred to Select Committee on Water.
- SB 245, introduced by Mazurek, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Judiciary.
- SB 265, introduced by Hager. Referred to Committee on Judiciary.
- SB 267, introduced by Mazurek, (By Request of the Department of Social and Rehabilitation Services). Referred to Committee on Judiciary.
- SB 336, introduced by P. Ryan, Towe, Mazurek, (By Request of the Board of Pardons). Referred to Committee on Judiciary.
- SB 349, introduced by Boylan, Ellerd, Galt, M. Anderson. Referred to Committee on Agriculture, Livestock and Irrigation.
- SB 353, introduced by Conover, Graham, E. Smith, Holliday. Referred to Committee on Local Government.
- SB 363, introduced by Ochsner, Roth, Kolstad, Hammond, Asay, Sivertsen, Conover. Referred to Committee on Agriculture, Livestock and Irrigation.
- SB 368, introduced by Elliott. Referred to Committee on Local Government.
- SB 395, introduced by S. Brown, Himsl, (By Request of the Legislative Audit Committee). Referred to Committee on State Administration.
- SB 399, introduced by Manley, Turnage, Elliott. Referred to Committee on Local Government.



- SB 406, introduced by Himsl, S. Brown, (By Request of the Legislative Audit Committee). Referred to Committee on State Administration.
- SB 407, introduced by S. Brown, Himsl, (By Request of the Legislative Audit Committee). Referred to Committee on State Administration.
- SB 414, introduced by Boylan, (By Request of the Senate Agriculture Committee and the Department of Livestock). Referred to Committee on Agriculture, Livestock and Irrigation.
- SB 422, introduced by Graham, D. Manning. Referred to Committee on Highways and Transportation.
- SB 440, introduced by McCallum, B. Brown, (By Request of the Senate Committee on Education and Cultural Resources). Referred to Committee on Education and Cultural Resources.
- SB 456, introduced by Mazurek, B. Brown, (By Request of the Senate Committee on Education and Cultural Resources). Referred to Committee on Education and Cultural Resources.
- SB 458, introduced by Blaylock, B. Brown, (By Request of the Senate Committee on Education and Cultural Resources). Referred to Committee on Education and Cultural Resources.
- SJR 12, introduced by B. Brown, Blaylock. Referred to Committee on Education and Cultural Resources.

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative Keyser in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Stobie excused at this time.

That HB 541 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Marks, Matsko, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 82

Noes: Pavlovich.

Total 1

Excused: McLane, Stobie.

Total 2

Absent or not voting: Andreason, Bengtson, Brand, Donaldson, Dussault, Ellison, Harper, Hemstad, Kitselman, Lund, McBride, Nordtvedt, Sales, Underdal, Winslow.

Total 15

Representative Hurwitz excused at this time.

That HB 584 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.  
Total 86

Noes: None.

Total 0

Excused: Hurwitz, McLane, Stobie.

Total 3

Absent or not voting: Azzara, Brand, Daily, Donaldson, Iverson, Lund, Oberg, Pavlovich, Underdal, Vinger, Winslow.

Total 11

That HB 596 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 93

Noes: None.

Total 0

Excused: Hurwitz, McLane, Stobie.

Total 3

Absent or not voting: Azzara, Brand, Daily, Underdal.

Total 4

That HB 648 do pass. Representative Devlin made a substitute motion that HB 648 be placed below HB 671. Motion carried.

Representative Quilici excused at this time.

That HB 654 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser,

Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Hurwitz, McLane, Quilici, Stobie.

Total 4

Absent or not voting: Devlin, Kemmis, Marks, Sales, Shontz.

Total 5

That HB 669 do pass. Representative Andreason made a substitute motion that HB 669 be placed below HB 574. Motion failed. Representative Andreason made a substitute motion that HB 669 be placed below HB 712 for the purpose of amendment. Motion carried. (51-41)

That HB 692 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.

Total 80

Noes: Brand, Harp, Harper.

Total 3

Excused: Hurwitz, McLane, Quilici, Stobie.

Total 4

Absent or not voting: Azzara, Bardanouve, Bengtson, Bertelsen, Daily, Devlin, Harrington, Huennekens, Nordtvedt, Seifert, Smith, Thoft, Zabrocki.

Total 13

Representatives Hurwitz and Quilici present at this time.

That HB 706 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 80



Noes: Asay, Bengtson, Dussault, Ellison, Hemstad, Kanduch, Kemmis, Vincent.

Total 8

Excused: McLane, Stobie.

Total 2

Absent or not voting: Bardanouve, Devlin, Gould, Harper, Jensen, Menahan, Nordtvedt, Robbins, Seifert, Waldron.

Total 10

That HB 574 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McBride, Metcalf, Meyer, Moore, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: None.

Total 0

Excused: McLane, Stobie.

Total 2

Absent or not voting: Andreason, Bardanouve, Bengtson, Brand, Donaldson, Eudaily, Huennekens, Manning, Menahan, Mueller, Nordtvedt, Oberg, Seifert, Smith, Switzer, Teague, Waldron.

Total 17

That HB 710 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: Burnett, Jensen, Sales.

Total 3

Excused: McLane, Stobie.

Total 2

Absent or not voting: Bardanouve, Bengtson, Brand, Hurwitz, Kessler, McBride, Menahan, Nordtvedt, Oberg, Seifert, Smith, Teague, Waldron.

Total 13

That HB 712 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily,



Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: McLane, Stobie.

Total 2

Absent or not voting: Bengtson, Brand, Briggs, Feda, Huennekens, Nordtvedt, Oberg, Seifert, Smith, Waldron.

Total 10

Representative Andreason moved that HB 669, second reading copy, be amended as follows:

1. Page 1, line 25.

Following: "Saturdays"

Insert: "unless there is a compelling reason to set the opening on another day"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Underdal, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 75

Noes: Bennett, Bertelsen, Devlin, Dussault, Hart, Hemstad, McBride, Menahan, Metcalf, Roth, Schultz, Smith, Switzer, Vincent, Williams.

Total 15

Excused: McLane, Stobie.

Total 2

Absent or not voting: Bengtson, Brand, Feda, Marks, Oberg, Sales, Seifert, Waldron.

Total 8

And HB 669, as amended, do pass. Motion failed by the following vote:

Ayes: Anderson, Andreason, Bardanouve, Briggs, Burnett, Conroy, Cozzens, Curtiss, Daily, Dozier, Eudaily, Fabrega, Gould, Hannah, Hanson, Harper, Harrington, Holliday, Jacobsen, Jensen, Kanduch, Kennerly, Kitselman, Lory, Lund, Manning, McBride, McLane, Meyer, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Spilker, Teague, Underdal, Winslow.

Total 42

Noes: Abrams, Asay, Bennett, Bergene, Bertelsen, Brown, Conn, Devlin, Donaldson, Dussault, Ellerd, Fagg, Fedá, Harp, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Keedy, Kemmis, Kessler, Keyser, Kropp, Manuel, Matsko, Menahan, Metcalf, Moore, Mueller, Neuman, Nordtvedt, Oberg, Quilici, Roth, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Switzer, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 51

Paired: McLane, Aye; Mueller, No.

Excused: Stobie.

Total 1

Absent or not voting: Azzara, Bengtson, Brand, Ellison, Ernst, Marks.

Total 6

That HB 669, as amended, do not pass by the following vote:

Ayes: Abrams, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Conn, Cozzens, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Fabrega, Fagg, Fedá, Harp, Hart, Hemstad, Huennekens, Hurwitz, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kropp, Lund, Manning, Matsko, Metcalf, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Switzer, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 58

Noes: Anderson, Andreason, Brown, Burnett, Conroy, Curtiss, Daily, Dozier, Eudaily, Gould, Hannah, Hanson, Harper, Harrington, Holliday, Jacobsen, Jensen, Kennerly, Kitselman, Lory, Manuel, McBride, McLane, Menahan, Meyer, Nilson, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Ryan, Spilker, Teague, Underdal, Winslow.

Total 37

Paired: Mueller, Aye; McLane, No.

Excused: Stobie.

Total 1

Absent or not voting: Azzara, Brand, Iverson, Marks.

Total 4

Representative Jensen excused at this time.

Representative Bertelsen moved that consideration on HB 723 be passed for the day. Motion carried.

That HB 724 do pass by the following vote:

Ayes: Abrams, Anderson, Azzara, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 76

Noes: Brand, Keedy, McBride, Oberg, Yardley.

Total 5

Excused: Jensen, McLane, Stobie.

Total 3

Absent or not voting: Andreason, Asay, Bardanouve, Bengtson, Bennett, Burnett, Daily, Iverson, Kessler, Kropp, Marks, Metcalf, Roth, Shontz, Switzer, Winslow.

Total 16

That HB 740 do pass. Representative Thoft made a substitute motion that HB 740, second reading copy, be amended. Amendment failed by the following vote:

Ayes: Abrams, Brand, Brown, Conroy, Daily, Ellison, Hanson, Harper, Hart, Hurwitz, Iverson, Jacobsen, Kanduch, Kessler, McBride, Metcalf, Meyer, Oberg, Pavlovich, Robbins, Roth, Roush, Sales, Seifert, Sivertsen, Spilker, Thoft.

Total 27

Noes: Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Burnett, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Harp, Harrington, Hemstad, Holliday, Huennekens, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, Menahan, Moore, Mueller, Neuman, Nilson, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Ryan, Shelden, Shontz, Smith, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 59

Excused: Jensen, McLane, Stobie.

Total 3

Absent or not voting: Anderson, Azzara, Bardanouve, Briggs, Conn, Dussault, Fabrega, Keedy, Nordtvedt, Schultz, Teague.

Total 11

Thereupon, HB 740 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, Metcalf, Meyer, Moore, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 76

Noes: Bardanouve, Bengtson, Briggs, Dussault, Ellison, Hart, Huennekens, Hurwitz, Kessler, Mueller, Roth, Sivertsen.

Total 12

Excused: Jensen, McLane, Stobie.

Total 3

Absent or not voting: Azzara, Conn, Dozier, Keedy, Menahan, Nordtvedt, Oberg, Robbins, Teague.

Total 9

That HB 761 do pass by the following vote:



Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 83

Noes: Burnett, Conroy, Hannah, Sales, Thoft, Yardley.

Total 6

Excused: Jensen, McLane, Stobie.

Total 3

Absent or not voting: Azzara, Bardanouve, Brand, Fagg, Hurwitz, Keedy, Menahan, Nordtvedt.

Total 8

That HB 20 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: Bertelsen, Dozier, Dussault, Nilson, Vincent, Waldron.

Total 6

Excused: Jensen, McLane, Stobie.

Total 3

Absent or not voting: Abrams, Azzara, Bardanouve, Brand, Burnett, Fagg, Hannah, Harp, Keedy, Seifert, Shelden, Teague.

Total 12

That HB 376 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88



Noes: None.

Total 0

Excused: Jensen, McLane, Stobie.

Total 3

Absent or not voting: Azzara, Brand, Hannah, Harp, Menahan, O'Hara, Roth, Seifert, Switzer.

Total 9

That HB 377 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Jensen, McLane, Stobie.

Total 3

Absent or not voting: Azzara, Brand, Hannah, Menahan, Winslow.

Total 5

That HB 492 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Ryan.

Total 1

Excused: Jensen, McLane, Stobie.

Total 3

Absent or not voting: Azzara, Brand, Dozier, Ellison, Menahan, Seifert, Underdal.

Total 7

That HB 533 do pass by the following vote:





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**OF THE**  
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**Volume II**

**Held in Helena, the Seat of Government  
Commencing in Regular Session January 5, 1981  
and Ending April 23, 1981**

Bob Marks  
Speaker of the House

Don Byrd  
Chief Clerk of the House

Rosana Winterburn  
Journal Clerk

Data Entry Clerks  
Nancy Ritz  
Patricia Small

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Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Teague, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: Andreason, Briggs, Devlin, Ellerd, Sales, Smith, Switzer, Thoft, Underdal, Wallin.

Total 10

Excused: Jensen, McLane, Stobie.

Total 3

Absent or not voting: Azzara, Brand, Conroy, Ellison, Hurwitz, Kropp, Nordtvedt, Quilici, Roth, Vinger.

Total 10

Representative McLane present at this time.

Representative Bergene moved that HB 554, second reading copy, be amended. Amendment failed by the following vote:

Ayes: Abrams, Azzara, Bengtson, Bergene, Brand, Brown, Conn, Daily, Dozier, Dussault, Fabrega, Gould, Hanson, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Kanduch, Kemmis, Kennerly, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, Pavlovich, Phillips, Quilici, Roush, Sivertsen, Vincent, Waldron, Williams, Yardley.

Total 44

Noes: Anderson, Andreason, Asay, Bennett, Briggs, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Eudaily, Fedá, Hannah, Harp, Hart, Iverson, Keedy, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Marks, McLane, Nordtvedt, O'Connell, O'Hara, Pistoria, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Thoft, Underdal, Wallin, Winslow, Zabrocki.

Total 45

Excused: Jensen, Stobie.

Total 2

Absent or not voting: Bardanouve, Bertelsen, Burnett, Ellison, Ernst, Fagg, Switzer, Teague, Vinger.

Total 9

Representative Brand excused at this time.

That HB 554 do pass by the following vote:

Ayes: Abrams, Andreason, Azzara, Bengtson, Bergene, Bertelsen, Brown, Conn, Cozzens, Daily, Dozier, Dussault, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, McBride, Menahan, Metcalf, Mueller, Neuman, Nilson, O'Hara, Pavlovich, Quilici, Robbins, Roush, Ryan, Shelden, Shontz, Spilker, Teague, Underdal, Vincent, Waldron, Williams, Winslow, Yardley.

Total 53

Noes: Anderson, Asay, Bennett, Briggs, Burnett, Conroy, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Feda, Gould, Harp, Hurwitz, Kanduch, Keedy, Kropp, Lund, Marks, Matsko, McLane, Meyer, Moore, Nordtvedt, O'Connell, Phillips, Pistoria, Roth, Sales, Schultz, Seifert, Sivertsen, Smith, Thoft, Vinger, Wallin, Zabrocki.

Total 39

Excused: Brand, Jensen, Stobie.

Total 3

Absent or not voting: Bardanouve, Iverson, Manuel, Oberg, Switzer.

Total 5

That HB 555 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 87

Noes: Keedy.

Total 1

Excused: Brand, Jensen, Stobie.

Total 3

Absent or not voting: Bardanouve, Bergene, Conroy, Dussault, Eudaily, Iverson, O'Hara, Roth, Yardley.

Total 9

Representative Burnett moved that HB 557, second reading copy, be amended. Amendment failed by the following vote:

Ayes: Andreason, Asay, Burnett, Conroy, Cozzens, Curtiss, Devlin, Feda, Jacobsen, Kanduch, Keyser, Lund, McLane, O'Hara, Ryan, Underdal, Vinger, Winslow.

Total 18

Noes: Abrams, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 73

Excused: Brand, Jensen, Stobie.

Total 3

Absent or not voting: Anderson, Azzara, Gould, Hannah, Nordtvedt, Spilker.

Total 6

Representative Pistoria excused at this time.

Representative Brown moved that HB 557, second reading copy, be amended. Amendment failed by the following vote:

Ayes: Bardanouve, Bengtson, Brand, Brown, Daily, Dozier, Dussault, Harper, Harrington, Hart, Huennekens, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manning, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Roush, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 35

Noes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Jacobsen, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 62

Paired: Brand, Pistoria, Ayes; Fagg, Spilker, Noes.

Excused: Jensen, Stobie.

Total 2

Absent or not voting: Shelden.

Total 1

That HB 557 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Andreason, Burnett, Cozzens, Devlin.

Total 4

Paired: Pistoria, Aye; Burnett, No.

Excused: Brand, Jensen, Stobie.

Total 3

Absent or not voting: Robbins, Shelden.

Total 2

Representatives Harrington, Manuel, and Waldron excused at this time.

That HB 646 do pass by the following vote:

Ayes: Abrams, Anderson, Azzara, Bengtson, Bergene, Bertelsen, Brown, Conn, Conroy, Curtiss, Daily, Donaldson, Dozier, Dussault, Eudaily,



Fabrega, Fagg, Gould, Hannah, Hanson, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Quilici, Robbins, Roth, Roush, Ryan, Seifert, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Vincent, Wallin, Williams, Yardley, Zabrocki.  
Total 71

Noes: Andreason, Asay, Briggs, Burnett, Cozzens, Devlin, Ellerd, Ellison, Ernst, Feda, O'Hara, Phillips, Sales, Schultz, Switzer, Underdal, Vinger, Winslow.  
Total 18

Excused: Brand, Harrington, Jensen, Manuel, Pistoria, Stobie, Waldron.  
Total 7

Absent or not voting: Bardanouve, Bennett, Harp, Smith.  
Total 4

That HB 662 do pass by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bertelsen, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.  
Total 77

Noes: Anderson, Conn, Daily, Dussault, Ellerd, Feda, Hemstad, Mueller, Oberg, Yardley.  
Total 10

Excused: Brand, Harrington, Jensen, Manuel, Pistoria, Stobie, Waldron.  
Total 7

Absent or not voting: Bengtson, Bennett, Bergene, Dozier, Kessler, Teague.  
Total 6

That HB 641 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 86

Noes: None.  
Total 0

Excused: Brand, Harrington, Jensen, Manuel, Pistoria, Stobie, Waldron.

Total 7

Absent or not voting: Bengtson, Burnett, Donaldson, Keedy, Nordtvedt, Seifert, Sivertsen.

Total 7

That HB 671 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Hannah.

Total 1

Excused: Brand, Harrington, Jensen, Manuel, Pistoria, Stobie, Waldron.

Total 7

Absent or not voting: Dozier, Ellison, Smith.

Total 3

Representative Devlin moved that consideration on HB 648 be passed for the day. Motion carried.

That HB 701 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Brand, Harrington, Jensen, Manuel, Pistoria, Stobie, Waldron.

Total 7

Absent or not voting: Abrams, Ellison, Menahan, Nordtvedt, Oberg, Quilici, Ryan.

Total 7

That HB 702 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn,

Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Jacobsen, Keedy, Manning.

Total 3

Excused: Brand, Harrington, Jensen, Manuel, Pistoria, Stobie, Waldron.

Total 7

Absent or not voting: Conroy, Ellerd, Hurwitz, Kemmis, Switzer, Vinger.

Total 6

That HB 713 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Brand, Harrington, Jensen, Manuel, Pistoria, Stobie, Waldron.

Total 7

Absent or not voting: Abrams, Bergene, Hurwitz.

Total 3

That HB 716 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0



Excused: Brand, Harrington, Jensen, Manuel, Pistoria, Stobie, Waldron.  
Total 7

Absent or not voting: Bergene, Ellison, Hart, Hurwitz, Moore, Oberg.  
Total 6

That HB 747 do pass. Motion failed by the following vote:

Ayes: Andreason, Bardanouve, Bengtson, Bergene, Brown, Conn, Daily, Dozier, Dussault, Harper, Hart, Kemmis, Kennerly, Manning, McBride, Menahan, Metcalf, Nilson, Oberg, O'Connell, Pavlovich, Quilici, Shelden, Teague, Vincent, Williams, Yardley.  
Total 27

Noes: Abrams, Anderson, Asay, Bennett, Bertelsen, Briggs, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.  
Total 62

Excused: Brand, Harrington, Jensen, Manuel, Pistoria, Stobie, Waldron.  
Total 7

Absent or not voting: Azzara, Hemstad, Kessler, Smith.  
Total 4

That HB 747 do not pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.  
Total 65

Noes: Bengtson, Brown, Dozier, Dussault, Harper, Hart, Kemmis, Kennerly, Manning, McBride, Menahan, Metcalf, Nilson, Oberg, O'Connell, Pavlovich, Quilici, Shelden, Teague, Vincent, Williams, Yardley.  
Total 22

Excused: Brand, Harrington, Jensen, Manuel, Pistoria, Stobie, Waldron.  
Total 7

Absent or not voting: Bergene, Donaldson, Hemstad, Kessler, Marks, Smith.  
Total 6

That HB 751 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller,



Neuman, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Azzara, Dozier, Manning, Nilson, Oberg.

Total 5

Excused: Brand, Harrington, Jensen, Manuel, Pistoria, Stobie, Waldron.

Total 7

Absent or not voting: Bergene, Menahan, Smith, Vinger.

Total 4

That HB 788 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Spilker, Switzer, Teague, Thoft, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Jacobsen.

Total 1

Excused: Brand, Harrington, Jensen, Manuel, Pistoria, Stobie, Waldron.

Total 7

Absent or not voting: Lund, Meyer, Roth, Shontz, Smith, Underdal, Vinger.

Total 7

That HJR 18 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 75

Noes: Bardanouve, Bertelsen, Dozier, Dussault, Harper, Keedy, Kemmis, Kennerly, Manning, McBride, Oberg, Yardley.

Total 12

Excused: Brand, Harrington, Jensen, Manuel, Pistoria, Stobie, Waldron.

Total 7

Absent or not voting: Hart, Huennekens, Menahan, Metcalf, O'Connell, Shelden.

Total 6

That HJR 29 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 85

Noes: Ellerd, Hannah.

Total 2

Excused: Brand, Harrington, Jensen, Manuel, Pistoria, Stobie, Waldron.

Total 7

Absent or not voting: Bardanouve, Keedy, Menahan, Meyer, O'Connell, Yardley.

Total 6

That HJR 35 do pass by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ernst, Gould, Harp, Harper, Hart, Holliday, Huennekens, Kennerly, Kessler, Lory, Manning, McBride, Menahan, Metcalf, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Quilici, Robbins, Roush, Shelden, Shontz, Spilker, Switzer, Teague, Thoft, Williams, Winslow, Yardley, Zabrocki.

Total 47

Noes: Anderson, Andreason, Asay, Bergene, Briggs, Conroy, Cozzens, Donaldson, Ellison, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Hemstad, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Keyser, Kitselman, Kropp, Lund, Marks, Matsko, McLane, Moore, Mueller, Neuman, Nordtvedt, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Underdal, Vincent, Vinger, Wallin.

Total 43

Excused: Brand, Harrington, Jensen, Manuel, Pistoria, Stobie, Waldron.

Total 7

Absent or not voting: Kemmis, Meyer, O'Hara.

Total 3

Representative Fagg moved that consideration on SB 296, SB 304, and SB 346 be passed for the day. Motion carried.

That HB 12 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harper, Hemstad, Holliday, Iverson, Jacobsen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips,

Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 79

Noes: Dozier, Dussault, Hart, Huennekens, Kemmis, Oberg, Yardley.

Total 7

Excused: Brand, Harrington, Jensen, Manuel, Pistoria, Stobie, Waldron.

Total 7

Absent or not voting: Harp, Hurwitz, Kitselman, Kropp, Menahan, O'Connell, Quilici.

Total 7

That HB 99 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Fagg, Feda, Gould, Hannah, Harp, Hemstad, Iverson, Jacobsen, Kanduch, Keedy, Keyser, Kitselman, Lund, Manning, Matsko, McLane, Moore, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Zabrocki.

Total 59

Noes: Bardanouve, Bengtson, Bertelsen, Dozier, Dussault, Harper, Holliday, Huennekens, Kemmis, Kennerly, Kessler, Lory, McBride, Metcalf, Mueller, Shelden, Yardley.

Total 17

Excused: Brand, Harrington, Jensen, Manuel, Pistoria, Stobie, Waldron.

Total 7

Absent or not voting: Briggs, Eudaily, Hanson, Hart, Hurwitz, Kropp, Marks, Menahan, Meyer, Neuman, Oberg, O'Connell, Roth, Shontz, Sivertsen, Smith, Vinger.

Total 17

That HB 284 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Brand, Harrington, Jensen, Manuel, Pistoria, Stobie, Waldron.

Total 7

Absent or not voting: Daily, Dozier, Kemmis, Menahan, Smith.

Total 5



That HB 333 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 84

Noes: None.

Total 0

Excused: Brand, Harrington, Jensen, Manuel, Pistoria, Stobie, Waldron.

Total 7

Absent or not voting: Daily, Dozier, Nordtvedt, O'Connell, Sales, Schultz, Seifert, Smith, Winslow.

Total 9

Representative Vincent moved that consideration on HB 364 be passed for the day. Motion carried.

Representative Teague moved that consideration on HB 493 be passed for the day. Motion carried.

Representative Andreason moved that consideration on HB 637 be passed for the day. Motion carried.

Representative Menahan moved that consideration on HB 665 be passed for the day. Motion carried.

That HB 625 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 74

Noes: Bengtson, Dozier, Kennerly, Menahan, Nilson, Oberg, O'Connell, Teague, Thoft, Underdal.

Total 10

Excused: Brand, Harrington, Jensen, Manuel, Pistoria, Stobie, Waldron.

Total 7

Absent or not voting: Bennett, Briggs, Daily, Dussault, Lund, Manning, Moore, Roth, Smith.

Total 9

Representative Vincent in the Chair.



That HB 667 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Bardanouve.

Total 1

Excused: Brand, Harrington, Jensen, Manuel, Pistoria, Stobie, Waldron.

Total 7

Absent or not voting: Bennett, Dozier, Menahan, Nordtvedt, Quilici, Smith.

Total 6

That HB 678 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Hanson, Harp, Jacobsen.

Total 3

Excused: Brand, Harrington, Jensen, Manuel, Pistoria, Stobie, Waldron.

Total 7

Absent or not voting: Donaldson, Seifert, Sivertsen, Smith, Underdal.

Total 5

Representative Keyser in the Chair.

That HB 689 do pass by the following vote:

Ayes: Andreason, Asay, Bengtson, Bertelsen, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hurwitz, Iverson, Kanduch, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McLane, Moore, Nilson, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Ryan, Sales, Schultz, Seifert, Spilker, Switzer, Teague, Vinger, Wallin, Williams, Winslow.

Total 50

Noes: Abrams, Azzara, Bardanouve, Bennett, Bergene, Conn, Donaldson, Dozier, Dussault, Fabrega, Hanson, Harp, Harper, Hart, Hemstad,

Holliday, Huennekens, Jacobsen, Keedy, Kemmis, Kennerly, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, Roth, Roush, Shelden, Shontz, Thoft, Vincent, Yardley, Zabrocki.

Total 38

Excused: Brand, Harrington, Jensen, Manuel, Pistoria, Stobie, Waldron.

Total 7

Absent or not voting: Anderson, Kessler, Sivertsen, Smith, Underdal.

Total 5

Representative Waldron present at this time.

That HB 690 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shontz, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Dozier, Dussault, Harper, Kennerly, Ryan.

Total 5

Excused: Brand, Harrington, Jensen, Manuel, Pistoria, Stobie.

Total 6

Absent or not voting: Shelden, Sivertsen, Smith, Underdal, Waldron.

Total 5

That the Committee rise and report. (Keyser, Chairman). Report adopted. (85-5)

## MOTIONS

Representative Devlin moved that HB 648 be taken from Second Reading and returned to the Committee on Taxation. Motion carried.

Representative Hannah moved that HB 676 be printed and placed on Second Reading. The bill deals with compensation for victims of crime. Motion carried.

Representative Bertelsen moved that consideration on HB 723 be passed until the 50th legislative day. Motion carried.

Representative Vincent moved that consideration on HB 364 be passed until the 44th legislative day. Motion carried.

Representative Fagg moved that consideration on SB 296, SB 304, and SB 346 be passed until the 46th legislative day. Motion carried.

## REPORTS OF STANDING COMMITTEES

FISH AND GAME (Ellison, Chairman):

2/19/81

HB 200, introduced bill, be amended as follows:

1. Title, line 13.

Following: "87-2-304,"

Strike: "87-2-401 THROUGH"

2. Title, line 14.

Following: "87-2-505,"

Strike: "87-2-507," through "87-2-601,"

3. Title, line 15.

Following: "87-2-706,"

Strike: "87-2-711, 87-2-805,"

Insert: "AND"

4. Title, line 16.

Following: line 15

Strike: "AND 87-5-204,"

5. Page 2, line 4.

Following: "exceed"

Strike: "\$25"

Insert: "\$5"

6. Page 2, line 21.

Following: "\$1"

Strike: "\$3"

Insert: "\$2"

7. Page 3, line 2.

Following: "\$5"

Strike: "\$7.50 or, after April 30, 1983, a fee of \$10"

Insert: "\$6"

8. Page 3, line 9.

Following: "\$20"

Strike: "\$40"

Insert: "\$30"

9. Page 4, line 3.

Following: "of"

Strike: "\$5"

Insert: "\$3"

10. Page 4, line 10.

Following: "\$4"

Strike: "\$5" through "\$6"

Reinsert: "\$4"

11. Page 4, line 18.

Following: "\$30"

Strike: "\$40"

Reinsert: "\$30"

12. Page 5, line 5.

Following: "\$2"

Strike: "\$5"

Insert: "\$3"

13. Page 5, line 19.

Following: "\$8"

Strike: remainder of line 19

14. Page 5, line 20.

Following: line 19

Strike: "then \$10"

15. Page 5, line 22.

Following: "\$8"  
Strike: "\$10" through "1983,"  
Insert: "\$9"

16. Page 5, line 23.  
Following: line 22  
Strike: "then \$12"

17. Page 5, line 24.  
Following: "\$6"  
Strike: "\$10"  
Insert: "\$8"

18. Page 6, line 6.  
Following: "\$225"  
Strike: remainder of line 6  
Insert: "\$250"

19. Page 6, line 7.  
Following: line 6  
Strike: "fee of \$325,"

20. Page 6, line 14.  
Following: "than"  
Strike: "17,000"  
Insert: "15,000"

21. Page 6, line 16.  
Following: line 15

Insert: "NEW SECTION. Section 12. Classes B-11 and B-12 non-resident big game license. (1) Except as otherwise provided in this chapter, a person not a resident, as defined in 87-2-102, but who will be 12 years of age or older prior to September 15 of the season for which the license is issued may upon payment of the proper fee or fees, and subject to the limitations prescribed by law and department rule, purchase one each of the following licenses:

(a) class B-11 nonresident elk license for \$150; and

(b) class B-12 nonresident deer license for \$100.

(2) The license fees in subsection (1) include the nonresident conservation license fees for the license prescribed in 87-2-202.

(3) Not more than 2,000 class B-11 elk tags or more than 2,000 class B-12 deer tags may be sold in any one license year.

(4) The use of either license specified in subsection (1) is not restricted to any one specific authorized hunting area in Montana."

Renumber: subsequent sections

22. Page 6, line 20.  
Following: "\$100"  
Strike: "\$250"  
Reinsert: "\$100"

23. Page 7, line 4.  
Following: "\$5"  
Strike: "\$25"  
Reinsert: "\$5"

24. Page 7, line 12.  
Following: "\$10"



Strike: "\$25"  
Reinsert: "\$10"

25. Page 8, line 2.  
Following: "\$25"  
Strike: "\$50"  
Reinsert: "\$25"  
Following: "\$150"  
Strike: "\$250"  
Insert: "\$175"

26. Page 8, line 3.  
Following: "\$15"  
Strike: "\$50"  
Reinsert: "\$15"

27. Page 8, line 4.  
Following: "\$150"  
Strike: "\$250"  
Insert: "\$175"

28. Page 8, line 5.  
Following: "\$25"  
Strike: "\$50"  
Reinsert: "\$25"

29. Page 8, line 6.  
Following: "\$150"  
Strike: "\$250"  
Insert: "\$175"

30. Page 8, line 7.  
Following: "\$5"  
Strike: "\$10"  
Reinsert: "\$5"

31. Page 8, line 8.  
Following: "\$25"  
Strike: "\$50"  
Reinsert: "\$25"

32. Page 8, line 9.  
Following: line 8  
Strike: "\$250"  
Insert: "\$175"

33. Page 11, line 17.  
Following: "\$35"  
Strike: "\$40"  
Reinsert: "\$35"

34. Page 12, line 13.  
Following: "\$2"  
Strike: "\$3"  
Reinsert: "\$2"

35. Page 13, line 14.  
Following: "\$3"  
Strike: "\$25"  
Reinsert: "\$3"

And, as amended, do pass. Report adopted.

HB 731, introduced bill, be amended as follows:

1. Title, line 6.  
Following: "OF"  
Insert: "NEW"  
Following: "ISSUED"  
Strike: "OR RENEWED"
2. Title, line 7.  
Following: "FISHING"  
Strike: remainder of lines 7 and 8 in their entirety  
Insert: "PURPOSES BY ESTABLISHING AND REGULATING A  
2-YEAR MORATORIUM BEGINNING ON APRIL 1, 1981"
3. Title, line 9.  
Following: line 8  
Strike: "PUBLIC HEALTH, SAFETY, OR WELFARE"
4. Page 3, line 21.  
Following: line 20  
Strike: subsection (6) in its entirety  
Insert: "(6) establish and regulate a 2-year moratorium in department of fish, wildlife, and parks administrative region 3 on the issuance of new outfitter and guide licenses for the purpose of fishing as defined in section 87-4-101(4)(c). This moratorium is to commence on April 1, 1981, and terminate on March 31, 1983, and shall include the Madison River and Big Hole River."

And, as amended, do pass. Report adopted.

HUMAN SERVICES (Gould, Chairman):

2/21/81

HB 734, introduced bill, be amended as follows:

1. Title, line 5.  
Following: "FOR"  
Strike: "HEALTH CARE FACILITIES"  
Insert: "HOSPITALS"
2. Page 8, line 25.  
Following: "Any"  
Strike: "health care facility"  
Insert: "hospital"
3. Page 9, line 1.  
Following: "evidence"  
Insert: "including the recommendation for future compliance statement"
4. Page 9.  
Following: section 2  
Insert: "NEW SECTION. Section 3. All written evidence submitted by the hospital to the department of health and environmental sciences must be confidential and not released to any person without a prior written release signed by the chief executive officer of the hospital."

And, as amended, do pass. Report adopted.

HB 735, introduced bill, be amended as follows:

1. Page 9, line 3.  
Insert: "NEW SECTION. Section 3. [Section 2] applies only to those clinical laboratories operated by a hospital licensed by Montana."

Renumber: subsequent section

And, as amended, do pass. Report adopted.

HB 764, introduced bill, be amended as follows:

1. Page 4, line 4.

Following: "other"

Insert: "educational"

2. Page 4, line 11.

Following: "consists of"

Strike: "17"

Insert: "21"

3. Page 5, line 2.

Following: "department;"

Strike: "and"

4. Page 5.

Following: line 2

Insert: "(f) two members representing a statewide hospital association; and"

Reletter: subsequent subsection

5. Page 5, line 3.

Strike: "two"

Insert: "four"

Following: "at large"

Insert: "who are consumers and are"

6. Page 5, line 17.

Following: "[section 5]"

Insert: ", except that the EMS advisory council may not control the Montana highway patrol first-responder program"

And, as amended, do pass. Report adopted.

Committee adopted the following Statement of Intent:

#### STATEMENT OF INTENT HOUSE BILL 764

House Bill 764 requires a statement of intent because it requires the department of health and environmental sciences to adopt certain rules to implement the provisions of the bill.

It is the intent of the legislature to fund regional emergency medical services (EMS) programs and activities as parts of a statewide EMS system. It is the intent of this act to improve training opportunities available to EMS providers. The legislature does not intend that rules be adopted which impose additional requirements upon hospitals, ambulance services, or other EMS providers.

It is the further intent of the legislature that the funds appropriated by the state be used to replace federal funds no longer available for the development of training and technical assistance to EMS providers, including volunteers who would have great difficulty in obtaining training otherwise.

The legislature also intends that the rules implement the bill in a way that minimizes the administrative costs while maximizing the provision of training and support to the regional and local providers. This will assure the very best use of state funds. Also, it is the intent that the rules adopted should act primarily to facilitate the implementation of the program. The major concern of both state and regional programs is to assist and enhance current emergency medical services.

It is the intent of the legislature that rules be adopted in the following areas: (A) concerning the contracts with the department of health, (B) defining the roles and responsibilities of the state and the regions, (C) addressing uniform training programs, (D) concerning the EMS advisory council, and (E) governing the allocation of funds.

(A). Rules adopted concerning contracts with the department of health are intended:

- (1) to state the frequency and type of training programs to be offered;
- (2) to assure that the training programs are consistent with statewide standards and practice;
- (3) to set a salary schedule consistent with the state pay plan;
- (4) to assure that regional councils are broadly representative of EMS providers and consumers; and
- (5) to assure that regional councils are responsible for personnel policies and management.

(B). Rules adopted concerning the definition of the roles and responsibilities of the state and the regions should, at the minimum, address:

- (1) the training of EMS providers;
- (2) fiscal administration; and
- (3) prevention of duplication of efforts among state, regional, and local levels.

(C). Rules adopted concerning uniform training programs should address:

- (1) the assurance of uniform training programs offered for instructors, coordinators, and students; and
- (2) the provision of training programs in a readily accessible way for providers, coordinators, and instructors who choose to take such training.

(D). Rules adopted concerning the EMS advisory council should, at the least:

- (1) maximize input from the regions, the EMS providers, and from the consumers; and
- (2) provide significant policy direction to the department in the establishment of statewide programs and goals.

(E). Rules adopted concerning the allocation of funds should, as a minimum:

- (1) in addition to the rules adopted on contracts, assure fair and equitable distribution of all funds among the EMS regions; and
- (2) assure allocation in a way that maximizes the provision of training and support services while keeping administration costs to a minimum.

HB 797, introduced bill, be amended as follows:

1. Page 3, line 12.  
Following: "facility,"  
Insert: "pharmacy,"

And, as amended, do pass. Report adopted.

NATURAL RESOURCES (Iverson, Chairman):

2/21/81

HB 334, introduced bill, be amended as follows:

1. Title, line 7.  
Following: ","  
Insert: "ALLOWING COUNTIES TO ADOPT STANDARDS MORE STRINGENT THAN FEDERAL STANDARDS UPON A MAJORITY VOTE OF ITS QUALIFIED ELECTORS,"

2. Page 2, line 11.  
Following: "3."  
Insert: "(1)"



Following: "of"

Insert: "statewide"

3. Page 2, line 12.

Following: "no"

Insert: "statewide"

4. Page 2.

Following: line 15

Insert: "(2) Upon petition by 10% of the qualified electors of a county or by resolution of the county governing body, a county may submit to the qualified electors of the county at a general, primary, or special election the question of whether to adopt the more stringent ambient air quality standards or emission standards adopted by the board of health. If a majority of the qualified electors voting in the election vote in favor of more stringent standards, the more stringent standards shall take effect in that county. The effectiveness of the standards may be terminated by a vote of the qualified electors upon submitting of the question to them through the procedure prescribed above."

And, as amended, do pass. Report adopted.

HB 600, introduced bill, be amended as follows:

1. Page 1, line 19.

Following: "a"

Strike: "pecuniary"

Insert: "tangible"

2. Page 1, lines 20 through 22.

Following: "citizens"

Strike: remainder of line 20 through "source" on line 22

3. Page 2, line 3.

Following: "loans."

Strike: "Loans"

Insert: "Subject to the requirements of 90-2-103, loans"

4. Page 2, line 9.

Following: "(1)"

Strike: "25%"

Insert: "15%"

5. Page 2, line 11.

Following: "(2)"

Strike: "50%"

Insert: "40%"

6. Page 2.

Following: "projects" on line 12

Strike: remainder of lines 12 and 13

Insert: ","

7. Page 2, line 14.

Following: "(3)"

Strike: "10%"

Insert: "15%"

8. Page 2, line 15.

Following: "lands"

Strike: ","

Insert: " ; and"

9. Page 2.

Following: line 15

Insert: "(4) 10% shall be designated for conservation districts for development of their water reservations."

And, as amended, do pass. Report adopted.

HB 652, introduced bill, be amended as follows:

1. Title, lines 9 through 11.

Following: "PROCESSING;"

Strike: remainder of line 9 through "STANDARDS;" on line 11

2. Title, line 15.

Following: "84"

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

3. Page 3, line 22.

Following: "department"

Insert: "or department of state lands"

4. Page 4, line 3.

Following: "department"

Insert: "or department of state lands"

5. Page 4, line 22.

Following: "department"

Insert: "or department of state lands"

6. Page 9, line 15.

Following: "materials."

Insert: "However, the department of state lands may, in lieu of the department, provide for licensing and permitting for reclamation purposes of uranium and thorium mills and tailing disposal sites pursuant to Title 82, chapter 4, and this section."

7. Page 11, line 9.

Following: "department"

Insert: "or department of state lands"

8. Page 11, line 14.

Following: "licensees."

Insert: "Fees for the issuance of licenses shall be sufficient to cover the department's or department of state lands' full costs of processing an application."

9. Page 11, line 18.

Following: "department"

Insert: "or department of state lands"

10. Page 12, line 6.

Following: "department"

Insert: "or department of state lands"

11. Page 12, line 9.

Following: "department"

Insert: "or department of state lands"

12. Page 12, line 11.

Following: "department"

Insert: "or department of state lands"

13. Page 12, line 22.

Following: "material."

Insert: "However, the department of state lands, in lieu of the department, may promulgate standards for the reclamation of such disposal sites pursuant to Title 82, chapter 4, and this section."

14. Page 13, line 9.

Following: "department"

Insert: "or department of state lands"

15. Page 13, line 19.

Following: "department"

Insert: "or department of state lands"

16. Page 14, line 7.

Following: "department"

Insert: "or department of state lands"

17. Page 14, lines 14 through 25.

Following: line 13

Strike: section 10 in its entirety

Re-number: all subsequent sections

18. Page 15, line 14.

Following: "dispose of"

Strike: "in Montana"

19. Page 15, lines 14 and 15.

Following: "radioactive material"

Insert: "produced in Montana"

20. Page 15, line 17.

Following: "department"

Strike: "."

Insert: "or department of state lands. No person may dispose in Montana of large quantity radioactive material produced in other states, except that byproduct material produced in other states and possessed, used, and transported for educational purposes, scientific research and development, medical research, diagnosis and treatment, geophysical surveying, and other purposes licensed by the United States nuclear regulatory commission or the department is excepted from this part during the period of possession, use, and transportation prior to disposal."

21. Page 20.

Following: line 16

Insert: "Section 17. Coordination. If Senate Bill 258 [LC 1003] is passed and approved, any reference in this act to "department of state lands" is changed to "department of natural resources and conservation".

Section 18. Effective date. This act is effective on passage and approval."

And, as amended, do pass. Report adopted.

Committee adopted the following Statement of Intent:

#### STATEMENT OF INTENT HOUSE BILL 652

A statement of intent is required for this bill because it delegates certain rulemaking and licensing authority to the department of health and environmental sciences and the department of state lands. House Bill No. 652

is intended to enable Montana to exercise licensing and enforcement authority over the disposal of "byproduct material" in the state. This enabling legislation, in the form of amendments to Montana's existing radiation control statutes and to Initiative 84, approved by the voters in November, 1980, would conform Montana's statutes to the pattern of federal regulation of these materials under the federal Uranium Mill Tailings Radiation Control Act of 1978 (P. L. 95-604).

States may exercise regulatory authority over byproduct material disposal by obtaining "agreement status" with the federal government. House Bill 652 amends Section 75-3-201(3)(c) to clarify that the scope of the department of health's rulemaking power extends to and covers the new responsibilities conferred by the bill. The bill also allows the department of state lands to provide for licensing and permitting for reclamation purposes or uranium and thorium mills and tailing disposal sites according to Title 82, chapter 4, and 75-3-202. The department of state lands may also promulgate standards for the reclamation of disposal sites according to Title 82, chapter 4, and [section 7]. The standards and requirements to be adopted by the department of health and environmental sciences and by the department of state lands shall be sufficient to fully protect the public without posing an impediment to rational and controlled development.

HB 758, do pass. Report adopted.

## REPORTS OF SELECT COMMITTEES

SELECT COMMITTEE ON WATER (Roth, Chairman):

2/20/81

HB 529, introduced bill, be amended as follows:

1. Title, line 5.

Following: "FOR"

Strike: "AND HOLDERS OF"

Following: "WATER"

Strike: "TO MAINTAIN MINIMUM"

2. Title, line 6.

Strike: "FLOW OR QUALITY"

3. Title, line 7.

Following: "IS"

Strike: "OR WILL BE MADE"

4. Title, line 8.

Following: "RESERVATION;"

Insert: "TO ALLOW THE BOARD OF NATURAL RESOURCES  
AND CONSERVATION TO REQUIRE THAT OFFSTREAM OR  
TRIBUTARY STORAGE BE CONSTRUCTED TO SATISFY  
INSTREAM RIGHTS;"

5. Page 3, lines 12 and 13.

Following: "that"

Strike: remainder of line 12 through "water," on line 13

6. Page 3, line 14.

Following: "is"

Strike: "or will be made available"

7. Page 3, lines 16 and 17.

Following: "sought" on line 16

Insert: ","

Strike: remainder of lines 16 and 17 in their entirety

8. Page 3, line 18.



Following: “(4)”

Insert: “(a)”

Following: “of”

Strike: “all”

Following: “reservations”

Strike: “, regardless of”

9. Page 3, line 19.

Strike: “when granted,”

10. Page 3, line 20.

Following: “board”

Strike: “shall”

Insert: “may”

11. Page 3, line 21.

Following: “reservation”

Strike: “or the continuance thereof,”

12. Page 3, line 25.

Following: “off-stream”

Insert: “or tributary”

13. Page 4, lines 3 through 6.

Following: “reservation”

Strike: remainder of line 3 through “infusion” on line 6

14. Page 4, line 6.

Following: “.”

Insert: “(b) The board shall consider the following factors in determining the need to require offstream or tributary storage for the purpose of low-flow infusion to maintain an instream reserved right:

(i) water shortages that currently exist in a stream;

(ii) frequency of low-flow occurrences in a stream;

(iii) the cost of the offstream or tributary storage;

(iv) the need to augment stream flows to maintain water quality and aquatic ecosystems;

(v) the cost of the offstream storage;

(vi) whether funds are available or will become available to construct the storage facility;

(vii) the economic land base displaced or inundated by the offstream or tributary storage; and

(viii) any other factors the board considers pertinent.

(c)”

15. Page 4, line 13.

Following: “applicant”

Strike: “or holder”

16. Page 6, line 12.

Following: “reservant.”

Insert: “When approved by the board, water reserved for minimum flow may be diverted and stored for the purpose of low flow infusion.”

And, as amended, do pass. Report adopted.

Representative Fagg moved that the House adjourn until 9:00 a.m., February 23, 1981.

Motion carried.

House adjourned at 9:05 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk



## FORTY-THIRD LEGISLATIVE DAY

Helena, Montana  
February 23, 1981

House Chambers  
Capitol Building

House convened at 9:05 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Briggs, excused; Burnett, absent. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Forty-second Legislative Day, find the same to be correct.

SPILKER, Chairman

### REPORTS OF STANDING COMMITTEES

#### BILLS (Spilker, Chairman):

2/23/81

Correctly printed - HB 200, HB 258, HB 278, HB 307, HB 334, HB 393, HB 487, HB 516, HB 529, HB 565, HB 578, HB 600, HB 652, HB 668, HB 676, HB 715, HB 725, HB 727, HB 731, HB 732, HB 734, HB 735, HB 737, HB 750, HB 758, HB 760, HB 764, HB 765, HB 770, HB 773, HB 780, HB 781, HB 790, HB 794, HB 797, HB 798, HB 798, HB 805, HB 808, HB 812, HB 819, HJR 16, HJR 30, HJR 40, HJR 43.

Correctly engrossed - HB 12, HB 20, HB 99, HB 192, HB 284, HB 333, HB 367, HB 492, HB 533, HB 545, HB 554, HB 557, HB 625, HB 641, HB 662, HB 678, HB 692, HB 702, HB 706, HB 710, HB 761, HB 788.

Considered correctly engrossed - HB 57, HB 320, HB 409, HB 430, HB 555, HB 574, HB 584, HB 596, HB 667, HB 684, HB 685, HB 689, HB 690, HB 712, HB 724, HB 740, HJR 18, HJR 29, HJR 35.

Correctly enrolled - HB 23, HB 122.

Examined by the sponsor (Donaldson) and found to be correct - HB 23.

Examined by the sponsor (Harper) and found to be correct - HB 122.

Signed by the Speaker at 6:15 a.m., 2/23/81 - HJR 15.

Signed by the Speaker at 10:25 a.m., 2/23/81 - HB 2, HB 103, HB 123.

Signed by the Speaker at 3:15 p.m., 2/23/81 - HB 23, HB 122.

#### HUMAN SERVICES (Gould, Chairman):

2/20/81

HB 794, do not pass. Representative Gould moved the adoption of the Adverse Committee Report. Representative Ellerd made a substitute motion that the Minority Report be adopted and that HB 794 be printed and placed on Second Reading. Motion carried. (57-38)

Representative Burnett present at this time.

#### LOCAL GOVERNMENT (Bertelsen, Chairman):

2/21/81

HB 280, as amended, do not pass. Representative Bertelsen moved the adoption of the Adverse Committee Report. Representative Azzara made a substitute motion that HB 280 be printed and placed on Second Reading. Motion failed. (36-60) Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Asay, Bengtson, Bennett, Bergene, Bertelsen, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keyser, Kitselman, Kropp,



Lund, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Connell, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 61

Noes: Abrams, Andreason, Brand, Brown, Daily, Dozier, Dussault, Harper, Hart, Holliday, Huennekens, Keedy, Kemmis, Kennerly, Kessler, Lory, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Roush, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 32

Excused: Briggs.

Total 1

Absent or not voting: Azzara, Bardanouve, Conn, Harrington, Shelden, Teague.

Total 6

HB 769, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Abrams, Brand, Daily, Dussault, Fabrega, Hemstad, Holliday, Huennekens, Hurwitz, Kessler, Quilici, Vincent.

Total 12

Excused: Briggs.

Total 1

Absent or not voting: Bardanouve, Menahan, Seifert, Shelden, Teague.

Total 5

RULES (Fagg, Chairman):

2/20/81

HB 772, do not pass. Representative Fagg moved the adoption of the Adverse Committee Report. Motion failed. (47-47) Representative Keedy made a substitute motion that HB 772 be printed and placed on Second Reading. Motion failed. (40-57) Representative Fagg moved that the House reconsider its action on HB 772. Motion carried.

Representative O'Connell excused at this time.

Representative Fagg again moved the adoption of the Adverse Committee Report. Motion carried by the following vote:

Ayes: Andreason, Asay, Bengtson, Bergene, Bertelsen, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harrington, Hart, Hemstad,

Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, O'Hara, Phillips, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 65

Noes: Anderson, Azzara, Bardanouve, Bennett, Brand, Brown, Conroy, Dozier, Dussault, Harper, Huennekens, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Neuman, Oberg, Pavlovich, Pistoria, Roush, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 29

Excused: Briggs, O'Connell.

Total 2

Absent or not voting: Abrams, Harp, Keedy, Shelden.

Total 4

TAXATION (Nordtvedt, Chairman):

2/21/81

HB 511, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shontz, Sivertsen, Smith, Stobie, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Yardley, Zabrocki, Mr. Speaker.

Total 70

Noes: Abrams, Azzara, Brand, Brown, Daily, Dozier, Dussault, Harrington, Hart, Huennekens, Kanduch, Kemmis, Manning, McBride, Menahan, Neuman, Nilson, Oberg, Pavlovich, Pistoria, Quilici, Teague, Vincent, Williams.

Total 24

Excused: Briggs, O'Connell.

Total 2

Absent or not voting: Seifert, Shelden, Spilker, Winslow.

Total 4

Representative Briggs present at this time.

HB 599, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Cozzens, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harrington, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Kennerly, Kessler, Kitselman, Lory, Matsko, McBride, Metcalf, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Smith, Spilker, Stobie, Switzer, Underdal, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 55

Noes: Abrams, Andreason, Azzara, Bardanouve, Bengtson, Brand, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Ellison, Fabrega, Harper, Hart, Hemstad, Holliday, Jacobsen, Keedy, Kemmis, Keyser, Kropp, Manning, Manuel, McLane, Menahan, Meyer, Neuman, Nilson, Oberg, Pavlovich, Roush, Shelden, Shontz, Sivertsen, Teague, Thoft, Vincent, Vinger, Waldron, Yardley.

Total 43

Excused: O'Connell.

Total 1

Absent or not voting: Lund.

Total 1

### REPORTS OF SELECT COMMITTEES

SELECT COMMITTEE ON WATER (Roth, Chairman):

2/21/81

HB 551, as amended, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kennerly, Keyser, Kitselman, Kropp, Lory, Manuel, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 65

Noes: Anderson, Azzara, Brown, Dussault, Harper, Hart, Huennekens, Kanduch, Keedy, Kemmis, Kessler, Manning, McBride, Menahan, Metcalf, Nilson, Oberg, Pistoria, Shelden, Teague, Thoft, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 26

Excused: O'Connell.

Total 1

Absent or not voting: Brand, Briggs, Dozier, Lund, O'Hara, Sivertsen, Stobie, Switzer.

Total 8

### MESSAGES FROM THE OTHER HOUSE

Senate Bill passed and transmitted to the House for concurrence: 2/21/81

Senate Bill No. 448, introduced by M. Anderson

Senate Bills passed as amended and transmitted to the House for concurrence: 2/21/81

Senate Bill No. 138, introduced by Dover, M. Anderson, Hafferman, Thomas

Senate Bill No. 139, introduced by Dover, M. Anderson, Hafferman, Thomas

Senate Bill No. 140, introduced by Dover, M. Anderson, Hafferman, Thomas

Senate Bill No. 163, introduced by Towe, Severson, Boylan, Sivertsen, et al.



House Bill concurred in and returned to the House: 2/21/81

House Bill No. 519, introduced by Bardanouve

House Bills concurred in and returned to the House: 2/23/81

House Bill No. 341, introduced by Bardanouve

House Bill No. 482, introduced by Bardanouve

Senate Bills passed as amended and transmitted to the House for concurrence: 2/23/81

Senate Bill No. 229, introduced by Turnage, McBride, Hazelbaker, et al.

Senate Bill No. 325, introduced by Stephens, Kolstad

Senate Bill No. 459, introduced by E. Smith, Lee, Galt

### MOTIONS

Representative Keyser moved that the rules be temporarily suspended to allow him to draft and introduce a bill late for the Judiciary Committee. Motion carried unanimously.

Representative Lund moved that HB 655 be taken from the Committee on Education and rereferred to the Committee on Appropriations. Motion carried.

Representative Dozier moved that HJR 39 be taken from the Committee on Human Services and placed on Second Reading. Motion failed. (47-47)

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 820, introduced by Schultz. Referred to Committee on Taxation.

HB 821, introduced by Thoft, Robbins. Referred to Committee on Appropriations.

HB 822, introduced by Thoft. Referred to Committee on Appropriations.

HB 823, introduced by Lory, (By Request of the Department of Revenue). Referred to Committee on Appropriations.

HB 824, introduced by Keyser, (By Request of the House Judiciary Committee). Referred to Committee on Judiciary.

The following Senate bills were introduced, read first time and referred to committees:

SB 138, introduced by Dover, M. Anderson, Hafferman, Thomas, (By Request of the Environmental Quality Council). Referred to Committee on Natural Resources.

SB 139, introduced by Dover, M. Anderson, Hafferman, Thomas, (By Request of the Environmental Quality Council). Referred to Committee on Natural Resources.

SB 140, introduced by Dover, M. Anderson, Hafferman, Thomas, (By Request of the Environmental Quality Council). Referred to Committee on Taxation.

SB 163, introduced by Towe, Severson, Boylan, Sivertsen, Fabrega, M. Anderson, E. Smith, Hager, Dover, Graham, Conover, R. Anderson. Referred to Committee on Taxation.



SB 229, introduced by Turnage, McBride, Hazelbaker, B. Brown, Dover, Towe. Referred to Committee on Natural Resources.

SB 325, introduced by Stephens, Kolstad. Referred to Committee on State Administration.

SB 448, introduced by M. Anderson, (By Request of the Senate Judiciary Committee). Referred to Committee on Fish and Game.

SB 459, introduced by E. Smith, Lee, Galt, (By Request of the Senate Committee on Fish and Game). Referred to Committee on Judiciary.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Vincent in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Pistoria and the Committee on Business and Industry excused at this time.

Representative Teague moved that HB 493 be placed below HB 717. Motion carried.

Representative Lory moved that HB 637 be placed below HB 766. Motion carried.

Representative Nordtvedt moved that HB 665, second reading copy, be amended as follows:

1. Title, line 7.

Following: "A"

Strike: "SIX PERCENT OR MORE"

2. Page 4, line 19.

Following: "is"

Strike: "6%"

Amendment passed by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bennett, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Dussault, Ellerd, Ernst, Fagg, Feda, Hannah, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Keyser, Kropp, Matsko, McBride, McLane, Menahan, Moore, Neuman, Nilson, Nordtvedt, Oberg, Phillips, Roth, Roush, Ryan, Sales, Seifert, Shelden, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 62

Noes: Anderson, Bertelsen, Eudaily, Hanson, Lory.

Total 5

Excused: Andreason, Bergene, Ellison, Fabrega, Jacobsen, Jensen, Kessler, Kitselman, Manning, Metcalf, Meyer, O'Connell, O'Hara, Pavlovich, Pistoria, Robbins, Schultz, Wallin.

Total 18

Absent or not voting: Bengtson, Conroy, Devlin, Donaldson, Dozier, Gould, Hemstad, Kennerly, Lund, Manuel, Marks, Mueller, Quilici, Shontz, Stobie.

Total 15

Representative Harper excused at this time.

And HB 665, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bennett, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Fedra, Gould, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kropp, Lory, Manuel, Marks, Matsko, McBride, McLane, Menahan, Mueller, Neuman, Nilson, Oberg, Quilici, Roth, Roush, Ryan, Seifert, Shelden, Shontz, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 67

Noes: Burnett, Hannah, Hurwitz, Lund, Moore, Nordtvedt, Phillips, Sales, Sivertsen, Spilker.

Total 10

Excused: Andreason, Bergene, Ellison, Fabrega, Harper, Jacobsen, Jensen, Kessler, Kitselman, Manning, Metcalf, Meyer, O'Connell, O'Hara, Pavlovich, Pistoria, Robbins, Schultz, Wallin.

Total 19

Absent or not voting: Bengtson, Brand, Smith, Teague.

Total 4

That HB 697 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fedra, Gould, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Kemmis, Kennerly, Keyser, Kropp, Lory, Lund, Manuel, McBride, McLane, Menahan, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Phillips, Quilici, Roth, Roush, Shelden, Sivertsen, Smith, Spilker, Switzer, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 59

Noes: Bennett, Burnett, Curtiss, Hannah, Hurwitz, Kanduch, Marks, Moore, Sales, Stobie, Thoft, Vinger.

Total 12

Excused: Andreason, Bergene, Ellison, Fabrega, Harper, Jacobsen, Jensen, Kessler, Kitselman, Manning, Metcalf, Meyer, O'Connell, O'Hara, Pavlovich, Pistoria, Robbins, Schultz, Wallin.

Total 19

Absent or not voting: Brand, Donaldson, Fagg, Keedy, Matsko, Ryan, Seifert, Shontz, Teague, Underdal.

Total 10

That HB 703 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bertelsen, Brown, Conn, Daily, Donaldson, Dozier, Dussault, Ellerd, Eudaily, Gould, Hanson, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Lory, Lund,

Manuel, Marks, Matsko, McBride, Menahan, Nilson, Nordtvedt, Oberg, Phillips, Quilici, Roth, Roush, Ryan, Sales, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Vincent, Waldron, Williams, Yardley, Zabrocki.  
Total 56

Noes: Briggs, Burnett, Cozzens, Curtiss, Devlin, Ernst, Feda, Hannah, Harp, Kropp, McLane, Moore, Mueller, Neuman, Seifert, Smith, Stobie, Switzer, Underdal, Vinger, Winslow.  
Total 21

Excused: Andreason, Bergene, Ellison, Fabrega, Harper, Jacobsen, Jensen, Kessler, Kitselman, Manning, Metcalf, Meyer, O'Connell, O'Hara, Pavlovich, Pistoria, Robbins, Schultz, Wallin.  
Total 19

Absent or not voting: Bardanouve, Brand, Conroy, Fagg.  
Total 4

Representatives Harper and Pistoria and the Committee on Business and Industry present at this time.

Representative Marks moved that HB 755 be placed at the top of the board. Motion carried.

Representatives Donaldson and Marks excused at this time.

That HB 755 do pass. Motion failed by the following vote:

Ayes: Anderson, Bennett, Bergene, Conn, Conroy, Cozzens, Ellerd, Fabrega, Feda, Harp, Hemstad, Keedy, Manning, Matsko, Meyer, Moore, Nilson, Nordtvedt, Oberg, Phillips, Pistoria, Ryan, Sales, Shontz, Sivertsen, Spilker, Stobie, Switzer, Vinger, Wallin.  
Total 30

Noes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bertelsen, Brand, Briggs, Brown, Burnett, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fagg, Gould, Hannah, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Mueller, Neuman, O'Hara, Pavlovich, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shelden, Smith, Teague, Thoft, Underdal, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.  
Total 69

Paired: Meyer, Sivertsen, Ayes; Donaldson, Marks, Noes.

Excused: O'Connell.  
Total 1

Absent or not voting: None.  
Total 0

That HB 755 do not pass by the following vote:

Ayes: Abrams, Andreason, Azzara, Bardanouve, Bengtson, Bertelsen, Brand, Briggs, Brown, Burnett, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fagg, Gould, Hannah, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Mueller, Neuman, O'Hara, Pavlovich, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shelden, Smith, Teague, Thoft, Underdal, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.



Total 68

Noes: Anderson, Asay, Bennett, Bergene, Conn, Conroy, Cozzens, Ellerd, Fabrega, Feda, Harp, Hemstad, Keedy, Manning, Matsko, Meyer, Moore, Nilson, Nordtvedt, Oberg, Phillips, Pistoria, Ryan, Sales, Shontz, Sivertsen, Spilker, Stobie, Switzer, Vinger, Wallin.

Total 31

Paired: Donaldson, Marks, Ayes; Meyer, Sivertsen, Noes.

Excused: O'Connell.

Total 1

Absent or not voting: None.

Total 0

That the Committee rise and report and beg leave to sit again. (Vincent, Chairman). Representative Vincent moved the adoption of the Committee of the Whole Report. Representative Moore made a substitute motion to segregate HB 665 from the committee report and that, as amended, report be adopted. Motion carried. (82-5)

### MOTIONS

Representative Moore moved that HB 665 be taken from Second Reading and rereferred to the Committee on Appropriations. Motion carried.

House recessed at 12:45 p.m.

House reconvened at 2:00 p.m.

### REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Lund, Chairman):

2/23/81

HB 69, introduced bill, be amended as follows:

1. Page 3, line 6.

Following: line 5

Strike: section 4 in its entirety

Insert: "NEW SECTION. Section 4. Calculation and approval of operating budget. (1) Annually by June 15, the board of trustees of a community college shall submit an operating budget to the board of regents for their review. The operating budget of the community college shall be financed in the following manner:

(a) General fund appropriation. The general fund appropriation shall represent a specific percentage of the total unrestricted budget authorized by the legislature and approved by the regents. This percentage shall be specified in the appropriations act appropriating funds to the community colleges for each biennium.

(b) An estimate of revenues to be generated by student tuition and fees, and all other unrestricted income, revenues, or balances shall be added to the state general fund appropriation and the total unrestricted budget. The difference shall be obtained by a mandatory levy.

(c) The funding obtained in subsection (b) of subsection (1) is the amount of the unrestricted budget. A detailed expenditure schedule for the unrestricted budget shall be submitted to the board of regents for their review and approval.

(d) The amount estimated to be raised by the voted levy shall be detailed separately in an expenditure schedule.



(e) The spending of each restricted funding source shall be detailed separately in an expenditure schedule.

(f) The expenditure schedules provided in subsections (c), (d), and (e) of subsection (1) shall represent the total operating budget of the community college.

(g) If revenues to the unrestricted budget exceed estimates, the excess shall be used to reduce the mandatory levy in the subsequent year.

(2) The board of regents shall review the proposed total operating budget and all its components and make any changes it determines necessary. A board of trustees of a community college district shall operate within the limits of the operating budget approved by the board of regents."

2. Page 5, line 18.

Following: "~~15-24-502,~~"

Strike: "15-24-505,"

And, as amended, do pass. Report adopted.

HB 811, do pass. Report adopted.

Committee adopted the following Statement of Intent:

#### STATEMENT OF INTENT HOUSE BILL 811

The Vocational Rehabilitation Division of the Department of Social and Rehabilitation Services administers the "renal disease treatment" program authorized by Title 53, chapter 6, part 2, MCA. The department's authority to adopt rules for the program under the current statutory provisions is only implied. This legislation would grant express rulemaking authority to the department. By that authority the department could adopt rules controlling the eligibility of applicants and the nature of the renal medical services provided.

This legislation provides that eligibility would be predicated on actual need for the financial assistance. Those persons who have adequate financial resources, medical insurance coverage, or who are eligible for other public programs providing financial resources for medical needs would not be eligible for the benefits of this program. At the time the act was passed in 1975, other sources of financial assistance were limited in number and nature. Since that time the development and expansion of other programs has resulted in almost all recipients of service in this state-funded program being eligible for assistance from the Federal Medical programs. The eligibility criteria added by this legislation will insure that the participants in the program are those who most deserve to benefit from the program.

This legislation in limiting expenditures to that appropriated currently for the program will insure that the state does not assume financial responsibilities beyond its capability to do so.

HB 812, do pass. Report adopted.

HB 819, do pass. Report adopted.

BUSINESS AND INDUSTRY (Fabrega, Chairman):

2/20/81

Committee adopted the following Statement of Intent for HB 385:

#### STATEMENT OF INTENT HOUSE BILL 385

A statement of intent is required for House Bill 385 to explain the purpose of the legislature in approving the increase in the fee for filing of

annual report by health service corporations. This bill raises the fee for each individual or family unit covered, from 20 cents to 50 cents, to finance the performance audits required on each health service corporation at least once every 4 years and to carry out other duties imposed on the Insurance Department. The Insurance Department estimates it will require one additional FTE plus a necessary appropriation to cover additional related costs such as actuarial fees, travel expenses, office space, benefits and office equipment for the FTE. The intention of the legislature is to collect the increase in the fee only if the additional FTE and appropriation are authorized.

HB 612, introduced bill, be amended as follows:

2/23/81

1. Title, line 5.

Following: "BETWEEN"

Insert: "GRAIN"

Following: "PRODUCERS,"

Insert: "GRAIN"

Following: "AND"

Insert: "GRAIN"

2. Page 2, line 11.

Following: "between"

Insert: "grain"

Following: "producers,"

Insert: "grain"

Following: "and"

Insert: "grain"

3. Page 3, line 8.

Following: "him are"

Insert: "grain"

And, as amended, do pass. Report adopted.

HB 753, do pass. Report adopted.

HB 762, do pass. Report adopted.

Committee adopted the following Statement of Intent:

# STATEMENT OF INTENT HOUSE BILL 762

It is the intent of the legislature in enacting this legislation that the department shall establish the qualifying criterion for a lending institution to participate in the program established by this act. The criterion will be based upon the ratio of the institution's loans to Montana businesses to its total assets. The purpose of the criterion is to insure that those institutions with low ratios will not gain the advantages of this program.

In addition, the act requires the department to establish criteria for evaluation of a participating institution's lending portfolio. The purpose of this evaluation is to encourage investment by the lending institutions in such a way that the Montana economy is stabilized and strengthened. It is the purpose of these criteria to guarantee that the public funds being invested will be directed to those institutions with the best record of making such investments.

EDUCATION AND CULTURAL RESOURCES (Eudaily, Chairman):

2/23/81

HB 655, do pass. Report adopted.

HB 727, do pass. Report adopted.

HB 732, do pass. Report adopted.

HB 808, do pass. Report adopted.

HJR 43, do pass. Report adopted.

HUMAN SERVICES (Gould, Chairman):

2/21/81

Committee adopted the following Statement of Intent for HB 755:

STATEMENT OF INTENT  
HOUSE BILL 755

A statement of intent is required for this bill because it delegates rulemaking authority to the Department of Social and Rehabilitation Services in section 5, in part for the purpose of adopting a formula for distributing money to the counties and reservations for the aging programs.

The legislature intends that money distributed to each county and reservation for social services pursuant to Title IIIB of the federal Older Americans Act must not be reduced to an amount less than that received by the county or reservation in the federal FY 81.

Available money for social services in addition to the amount received by the counties and reservations in the federal FY 81 must be distributed to the counties and reservations using the following formula:

(1) 60% of the funds distributed must be based on the population of people in the county or on the reservation who are 60 years of age and older;

(2) 20% of the funds distributed must be based on the minority population in the county or on the reservation who are 60 years of age and older; and

(3) 20% of the funds distributed must be based on the low-income population in the county or on the reservation who are 60 years of age and older.

Money distributed to each county or reservation for nutrition projects under Title IIIC<sub>1</sub> or IIIC<sub>2</sub> of the federal Older Americans Act must not be reduced to an amount less than that received by the county or reservation in the federal FY 78.

Available money for the nutrition projects in addition to the amount received in the federal FY 78 must be distributed to the counties and reservations using the same formula as described above for social services.

JUDICIARY (Keyser, Chairman):

2/22/81

HB 71, introduced bill, be amended as follows:

1. Title, line 5.

Following: "2-3-203"

Strike: ", 2-3-212,"

2. Page 1, line 15.

Following: "."

Insert: "In addition, reasonable notice shall be delivered to any individual who is scheduled to be the subject of discussion or action at any regular or special meeting."

3. Page 1, line 24 through line 8 on page 2.

Strike: all of the new language in subsection (2) except for "body" on line 3 on page 2

Insert: all of the stricken language in subsection (2) and "or" before "body" on line 3 on page 2

4. Page 2, line 18 through line 15 on page 3.

Strike: section 3 in its entirety

Renumber: subsequent sections

5. Page 3, line 18.

Following: "2-3-203"  
 Insert: "or [section 1]"

6. Page 3, line 20.  
 Following: "30"  
 Strike: "90"  
 Insert: "30"

And, as amended, do pass. Report adopted.

HB 668, introduced bill, be amended as follows:

1. Title, line 4.  
 Following: "TO"  
 Strike: "AWARD"  
 Insert: "ALLOW AWARDING OF"

2. Title, line 7.  
 Following: "PROJECTS AND"  
 Strike: "REQUIRING"  
 Insert: "PROVIDING"

3. Page 1, line 18.  
 Strike: "shall"  
 Insert: "may"

4. Page 1, lines 21 through 23.  
 Following: "costs" on line 21  
 Strike: remainder of line 21 through "delay" on line 23  
 Insert: "that appear to the court to clearly result from frivolous action by the plaintiff, devoid of merit, and taken solely to cause delay and expense to the opposing party"

5. Page 2, line 7.  
 Following: line 6  
 Strike: "shall"  
 Insert: "may"

And, as amended, do pass. Report adopted.

HB 773, introduced bill, be amended as follows:

1. Page 2, line 17.  
 Following: "on"  
 Strike: "a quarterly basis"  
 Insert: "April 1 of each year"

And, as amended, do pass. Report adopted.

HB 795, introduced bill, be amended as follows:

1. Title, line 5.  
 Following: ","  
 Insert: "ALLOWING A PETITION TO BE SUBMITTED WITH A CERTIFICATE OF A CERTIFIED ALCOHOLISM COUNSELOR,"

2. Page 1, line 25.  
 Following: "physician"  
 Insert: "or a certified alcoholism counselor"

3. Page 2, line 5.  
 Following: "physician's"  
 Insert: "or certified alcoholism counselor's"



4. Page 2, line 24 through line 1 on page 3.

Following: “,” on line 24

Strike: remainder of line 24 through “may” on line 1 on page 3

Insert: “However, the person whose commitment is sought has the right to subpoena the certifying physician and”

5. Page 3, line 13.

Following: “physician”

Insert: “or a certified alcoholism counselor”

And, as amended, do pass. Report adopted.

HB 813, do pass. Report adopted.

2/23/81

HB 815, introduced bill, be amended as follows:

1. Page 2, line 8.

Following: “3.”

Strike: “Motion”

Insert: “Petition”

2. Page 2, line 11.

Following: “to”

Strike: “41-3-3401”

Insert: “41-3-401”

3. Page 2, line 17.

Following: “a”

Strike: “motion”

Insert: “petition”

And, as amended, do pass. Report adopted.

STATE ADMINISTRATION (Feda, Chairman):

2/23/81

HB 674, introduced bill, be amended as follows:

1. Title, line 7.

Following: “19-11-512”

Strike: “,”

Insert: “THROUGH”

2. Title, line 9.

Following: “PROVIDING”

Strike: “AN IMMEDIATE”

Following: “EFFECTIVE”

Strike: “DATE”

Insert: “DATES”

3. Pages 1 through 39.

Strike: everything following the enacting clause

Insert: “NEW SECTION. Section 1. Short title. [Sections 1 through 53] may be cited as the “Montana Firefighters’ Unified Retirement Act”.

NEW SECTION. Section 2. Purpose — application of prior law. (1) Because cities other than those of the first or second class currently have fire department relief associations, the legislature finds and declares that the law regarding these associations cannot be repealed. It is the express intention of the legislature to allow two separate and distinct retirement systems to exist. The first, which includes fire department relief associations, applies to cities other than those of the first or second class that wish to adopt it. The second, created by [sections 1 through 53], applies to cities of the first or second class and those other cities that wish to adopt it. The

purpose of the second system is to provide equity and security for retired firefighters who served cities of the first and second class and other cities electing to join the plan by creating a centrally administered system responsible for continuing all retirement payments from the assets of the system.

(2) Title 19, chapter 11, may not be applied in any way to a city operating under the plan created by [sections 1 through 53] except as otherwise provided.

NEW SECTION. Section 3. Retirement system established. A firefighters' unified retirement system is established and governed by the provisions of [sections 1 through 53].

NEW SECTION. Section 4. Definitions. Unless the context requires otherwise, the following definitions apply in [sections 1 through 53]:

(1) "Administrator" means the public employees' retirement division of the department of administration.

(2) "Board" means the retirement board described in 2-15-1009.

(3) "Credited service" means the aggregate of a member's prior service and membership service.

(4) "Dependent child" means a child of a deceased member who is:

(a) unmarried and under age 18; or

(b) unmarried, under age 24, and attending an accredited postsecondary educational institution as a full-time student in anticipation of receiving a certificate or degree.

(5) "Employer" means any city that is of the first or second class or that elects to join this plan under [section 8].

(6) "Final average salary" means the monthly compensation of a member hired on or after July 1, 1981, averaged over the last 36 months of his active service or, if he has not been a member that long, over the period of his membership.

(7) "Firefighter" means a person employed as a full- or part-paid firefighter by an employer.

(8) "Full-paid firefighter" means a person appointed as a firefighter under 7-33-4106.

(9) "Fund" means the agency account in the state treasury system designated for the use of the plan.

(10) "Member" means a person who is employed by an employer as a full- or part-paid firefighter or who is entitled to a retirement allowance by virtue of his service to an employer as a firefighter.

(11) "Member contributions" means the total of the deductions from a member's compensation made during a period of active membership under [sections 1 through 53] or made under a prior plan and transferred to this plan, standing to his credit, together with the interest thereon.

(12) "Membership service" means a period of employment with an employer occurring after July 1, 1981, during which the withholdings required by [sections 1 through 53] have been made from a

member's monthly compensation and credited to his member contributions account. Pro rata credit shall be granted for employment on a part-time basis or for employment over a period of less than a complete fiscal year.

(13) "Minimum retirement date" means the first day of the month coinciding with or immediately following, if none coincides, the date on which a member becomes both age 50 or older and completes 10 or more years of credited service.

(14) "Monthly compensation" means:

(a) for a full-paid firefighter, the regular monthly compensation, excluding overtime, holiday payments, shift differential payments, compensatory time payments, and payments in lieu of sick leave, paid by an employer for his service as a firefighter;

(b) for a part-paid firefighter employed by a city of the second class, 15% of the average regular monthly compensation, excluding overtime, holiday payments, shift differential payments, compensatory time payments, and payments in lieu of sick leave, paid to all newly confirmed, active firefighters employed by cities of the second class on July 1 of each year.

(15) Any reference to "municipality", "city", or "town" includes those jurisdictions which, prior to the effective date of a county-municipal consolidation, were incorporated municipalities, subsequent districts created for urban firefighting services, or the entire county included in the county-municipal consolidation.

(16) "Part-paid firefighter" means a person employed under 7-33-4109 who receives compensation in excess of \$300 a year for his service as a firefighter.

(17) "Plan" means the municipal firefighters' retirement system created by [sections 1 through 53].

(18) "Prior plan" means the fire department relief association plan of a city that elects to join the plan under [section 8] or the fire department relief association plan of a city of the first or second class.

(19) "Prior service" means a period of employment as a firefighter for which credit was granted to a member under a prior plan and has been transferred to this plan.

(20) "Retirement allowance" means the monthly benefit payable after service or disability retirement.

(21) "Retirement date" means the date on which the first payment of the retirement or disability benefits of a member or a beneficiary is payable.

(22) "Totally and permanently disabled" means that the board, upon certification by a licensed and practicing physician, has determined that a member's disability is of such a nature as to permanently impair his ability to discharge his normal duties as a firefighter.

**NEW SECTION.** Section 5. Participation in plan by first- and second-class cities. Cities of the first and second class that employ full-paid firefighters must participate in the plan. If a city of the first or second class is reduced to a city of the third class or a town



under 7-1-4118, it must continue to participate in the plan as long as it has retired firefighters or beneficiaries eligible to receive retirement benefits.

NEW SECTION. Section 6. Transfer of assets and liabilities from prior plans. All funds and obligations constituting the assets and liabilities of prior plans, regardless of their form or who holds them, must be transferred to the account provided for in [section 22]. The board shall determine the amounts to be apportioned to each account on [the effective date of this section], and the department of administration and the boards of trustees of the fire department relief associations shall transfer such amounts to the appropriate accounts on July 1, 1981.

NEW SECTION. Section 7. Effect on members of prior plans. A firefighter hired before July 1, 1981, who was a member of a prior plan and who becomes a member of this plan retains all rights and benefits accrued under a prior plan.

NEW SECTION. Section 8. Election to join plan — transfer of assets. (1) Except for cities with only volunteer firefighters, a city other than one described in [section 5] may, after July 1, 1981, elect to join the plan by passing an ordinance stating the election and the consent of the city to be bound by the provisions of [sections 1 through 53]. The fire department relief association of the city may pass a resolution to the same effect. Upon the enactment of the ordinance and passage of the resolution, the provisions of [sections 1 through 53] become applicable to the city. Any city that enacts such an ordinance and in which the fire department relief association passes such a resolution shall send certified copies thereof to the board and shall, as soon as possible thereafter, deposit with the board all cash and securities held by its fire department relief association. The value of the securities shall be determined by the board.

(2) The board of trustees of the fire department relief association as of the effective date of the election shall certify the proportion, if any, of the funds of the association that represents the accumulated contributions of the active members and the relative shares of the members as of that date. Following the transfer of the cash and securities required by subsection (1) and the certification required by this subsection, the fire department relief association may conclude its affairs. The shares of the members shall be charged to the employer and credited to the respective individual accounts of the members in the plan and administered as if the contributions had been made during membership in the plan. Any excess of employer credits over charges under this section will be offset, with interest, against future required employer contributions. Any excess of employer charges over credits under this section are payable by the employer, with interest, on a basis determined by the procedure described in [section 24].

NEW SECTION. Section 9. Penalty for fraud. (1) No person may knowingly make any false statement or permit to be falsified any records of the plan in an attempt to defraud the plan.

(2) A person who violates any of the provisions of subsection (1) is guilty of a misdemeanor and upon conviction shall be punished by a fine not exceeding \$500 or imprisonment in the county jail for a term not exceeding 6 months, or both.



NEW SECTION. Section 10. Firemen's association to advise board — payment to the association from fund. (1) The Montana state firemen's association shall serve as an advisor to the board and may meet quarterly with the board to discuss matters relating to the administration of [sections 1 through 53]. The association may review all medical and legal information available to the board relating to service, disability, and survivorship benefits for members of the plan.

(2) In June of each year, the association shall receive annually from the fund an amount equal to  $\frac{1}{5}$  of 1% of the annual compensation paid to active members of the plan to defray expenses incurred by the association when representing members of the plan.

NEW SECTION. Section 11. Power and duties of board. The powers and duties of the board include:

(1) administering, interpreting, and enforcing the provisions of [sections 1 through 53];

(2) establishing uniform rules to administer the provisions of [sections 1 through 53];

(3) determining the conditions under which persons may become members of and receive benefits under the retirement system; and

(4) determining allowances for retirement and disability under [sections 1 through 53].

NEW SECTION. Section 12. Department to provide forms — information from employers. The department of administration shall prepare such forms as it finds necessary for the employers to complete to provide all the information necessary to administer [sections 1 through 53], and the cities shall give the department of administration all data necessary to carry out the purpose and intent of [sections 1 through 53].

NEW SECTION. Section 13. Administrative expenses. (1) The expense of administering [sections 1 through 53], exclusive of the payment of retirement allowances and other benefits, may be paid from the fund.

(2) Before July 15 of each year, the board may compute the administrative costs for the immediately preceding fiscal year and transfer that amount from the fund to the public employees' retirement system account in the agency fund.

NEW SECTION. Section 14. Active membership. (1) A full-paid firefighter becomes an active member under the plan:

(a) on the first day of his employment by an employer;

(b) on July 1, 1981, if he is employed by an employer on that date; or

(c) in the case of an employer that elects to join the plan as provided in [section 8], on the effective date of such election if he is employed by the employer on that date.

(2) Upon becoming eligible for membership, he shall complete the forms and furnish any proof required by the board.

(3) A part-paid firefighter may elect to become a member of the plan by filing a membership application with the board.

NEW SECTION. Section 15. Ineligibility for other retirement plans. No active member is eligible to be covered under any other mandatory retirement plan for firefighters to which an employer is required to contribute on his behalf while he is eligible to be covered by this plan.

NEW SECTION. Section 16. Inactive membership. (1) An active member becomes an inactive member upon the occurrence of the earlier of the following:

(a) the date he ceases to be employed by an employer and becomes entitled to a retirement allowance;

(b) the 31st day of an approved absence from active duty with an employer.

(2) An inactive member becomes an active member on the day he returns to active duty with an employer. Upon again becoming an active member, his retirement allowance, if any, shall cease being paid to him until he again becomes an inactive member.

NEW SECTION. Section 17. Termination of employment prior to retirement. (1) Except as provided in subsection (2), an active member shall withdraw the amount of his member contributions, plus regular interest as determined by the board, in lieu of all other benefits under the plan upon his termination of employment prior to his retirement. If an active member's employment terminates by reason of his death, his beneficiaries are entitled to the benefits prescribed in [section 44].

(2) If a member has 10 years or more of creditable service before termination, he may keep his contributions on deposit and be eligible for a service retirement at age 50.

NEW SECTION. Section 18. Cessation of membership. A member shall cease to be a member upon the occurrence of the earlier of the following:

(1) the date he withdraws his member contributions in lieu of all other benefits under the plan;

(2) the date of his death.

NEW SECTION. Section 19. Credited service to be cumulative. A member is entitled to benefits upon the entire period of his credited service without regard to the number of employers by whom he was employed or the number of periods of his employment so that no duplication of credited service occurs.

NEW SECTION. Section 20. Military service. (1) A firefighter inducted into the armed forces of the United States may:

(a) continue his payments into the account during his military service; or

(b) within 2 years after his return to active firefighter status, contribute to the account an amount equal to the membership contributions that he would have made had he been a firefighter during the time of his military service.

(2) If a member chooses one of the options in subsection (1) and meets its requirements, he shall receive credit for his service in the armed forces of the United States as if it were service as a firefighter.

NEW SECTION. Section 21. Election to qualify previous military service. (1) A member with 15 years or more of service may, at any time prior to his retirement, make a written election with the board to qualify all or any portion of his active service in the armed forces of the United States for the purpose of calculating retirement benefits, up to a maximum of 5 years, if he is not otherwise eligible to receive credit. To qualify this service he must contribute to the account the actuarial cost of granting the service to be determined by the board based on his compensation and normal contribution rate as of his 16th year and as many succeeding years as are required to qualify this service, with interest from the date he becomes eligible for this benefit to the date he contributes. He may not qualify more of his military service than he has service in excess of 15 years. Military service purchased under this section may not be used in determining eligibility for a service retirement requiring a minimum of 10 years of service.

(2) If a member has retired from active duty in the armed forces of the United States with normal service retirement benefits, he may not qualify his military service under subsection (1). However, a member who is serving or has served in the military reserves with the expectation of receiving a military service pension may qualify his active military service under subsection (1) if his active duty in the armed forces of the United States is not more than 25% of the total of all his years of military service, including reserve and active duty time.

NEW SECTION. Section 22. Retirement account. Beginning July 1, 1981, an account in the agency fund shall be maintained on behalf of the plan. The state treasurer is the custodian of the account subject to the exclusive administrative control of the board.

NEW SECTION. Section 23. Management of funds by department of administration. Except as otherwise provided in [sections 1 through 53], the department of administration, through the administrator and the board of investments, shall administer, invest, account for, and treat the funds deposited with it under [sections 1 through 53] according to the rules addressing the public employees' retirement system, insofar as these rules are not inconsistent with those promulgated and adopted by the board. The contributions of the state, employers, and members paid to the administrator under [sections 1 through 53] may be commingled for investment purposes.

NEW SECTION. Section 24. Unfunded liabilities. (1) The legislature finds and declares that many cities operating under prior plans have excess and unfunded liabilities, and the liabilities cannot be amortized by the percentage contributions set forth in [sections 1 through 53].

(2) The administrator shall, on or before October 1, 1984, determine the excess and unfunded liability of each city participating in the plan created by [sections 1 through 53]. The determination must be negotiated between each city and the administrator. Each city determined by the administrator to have an excess and unfunded liability under a prior plan that, as of July 1, 1984, is not funded by sums on deposit or funds available for deposit with the administrator shall pay an additional sum over a period of time to amortize its excess liability as determined by agreement between the city and the administrator.



(3) Each city determined by the administrator to be paying an amount in excess of the amount necessary to amortize its liabilities under the prior plan and under [sections 1 through 53] shall receive a credit in the accounts of the administrator for the excess payments.

(4) For each city with an unfunded liability, any portion of the member, employer, and state contributions that exceeds the amount necessary to maintain the current level of unfunded liability must be applied to the reduction of the unfunded liability.

NEW SECTION. Section 25. Actuarial valuation. The board shall engage the services of a qualified actuary to conduct an actuarial valuation of the plan in each even-numbered year. It shall include the actuary's determination of the financial condition of the plan, the level of annual contributions required to maintain the plan on an actuarially sound basis, and if applicable, the level of annual contributions required to amortize the excess and unfunded liabilities described in [section 24]. A qualified actuary is one who is a member of the American academy of actuaries or of any organization considered by the board to have similar standards.

NEW SECTION. Section 26. Transfer of dormant member account. The board may, in its discretion, transfer member contributions to the employer's account if the member's contribution account has been dormant for a period of 10 years. No right of the member may be jeopardized by such a transfer, and the member contributions shall be transferred back to the member's name upon his subsequent reinstatement as an active member.

NEW SECTION. Section 27. Member contributions. The treasurer or other appropriate official of each employer shall retain from the monthly compensation of each active member a sum equal to 7% of his monthly compensation for his services as a firefighter. The monthly deduction from the salaries of firefighters shall be paid to the administrator for the purpose of paying the retirement allowances of retired firefighters and to defray expenses of the Montana state firemen's association as provided in [section 10].

NEW SECTION. Section 28. Vesting and withdrawal of contributions. A member is at all times fully vested in the deductions made from his compensation as a member or as a member of a prior plan standing to his credit and may, at his discretion, withdraw the full amount of these deductions upon his termination of employment in accordance with [section 17] and forfeit all rights and interest with respect to any benefits that would otherwise become payable under the plan.

NEW SECTION. Section 29. Redeposit of amounts withdrawn upon reinstatement. (1) Upon reinstatement to active membership, a member may redeposit in the fund, in one lump sum or in installments not to exceed 12 monthly or 24 semimonthly installments, an amount equal to the member contributions that he withdrew plus an amount equal to the interest that would have been credited to his account had he not withdrawn his member contributions. If a member makes such a redeposit, his credited service shall be reinstated.

(2) If an active member does not elect to make the redeposit provided for in subsection (1), he forfeits his credited service for the period attributable to the withdrawn member contributions.



NEW SECTION. Section 30. State contribution. The state shall make its contributions through the state auditor from the premium taxes on the insurance risks enumerated in 19-11-512. These payments shall be made annually to the administrator after the end of each fiscal year but no later than September 1 from the gross premium taxes after deduction for cancellations and returned premiums. The administrator shall notify the auditor of the annual compensation, excluding overtime, holiday payments, shift differential payments, compensatory time payments, and payments in lieu of sick leave, paid to all active members during the preceding year, and the state's contribution is 18% of this compensation. As soon as practicable after receipt of the state contribution, the administrator shall deposit it with the state treasurer.

NEW SECTION. Section 31. Employer contribution. Each employer shall make its contribution on behalf of members through the city treasurer or other appropriate official from money available to the city for this purpose. Effective July 1, 1981, the employer's contribution is 12% of the total monthly compensation paid to all active members during the preceding month. This contribution shall increase to 15% effective July 1, 1982, and to 18% effective July 1, 1983. All contributions are payable monthly to the administrator who shall, as soon as practicable after their receipt, deposit them with the state treasurer.

NEW SECTION. Section 32. Taxing authority of employers. (1) For the purpose of making contributions required of a city under [sections 1 through 53], whenever the demand for deposits of such contributions cannot be met within the general taxing authority and other revenues available to the city for that purpose, the appropriate authority of the city may levy any additional tax authorized by law until the general taxing authority and other revenue available for that purpose is sufficient to meet the demand.

(2) "General taxing authority", as used in this section, means that levy which the city may make under the all-purpose levy or under multiple-purpose levies, if the city is using multiple-purpose levies.

(3) No provision of any statute relating to the all-purpose levy may be so construed as to limit the additional taxing authority created by this section.

NEW SECTION. Section 33. Other money credited as employer contributions. All gifts, bequests, and emoluments given to an employer or member for the benefit of the plan or because of any member's service as a firefighter, except when specifically allowed to be retained by the member by his employer, shall be paid to the administrator. The administrator shall credit them to the fund and, as soon as practicable after their receipt, deposit them with the state treasurer. Such amounts are employer contributions but are in addition to the amounts required by [section 31].

NEW SECTION. Section 34. Eligibility for service retirement. The following members are eligible for service retirement:

(1) a member who has reached age 50 and has completed 10 years or more in the aggregate as a firefighter in any capacity or rank;

(2) a member who has reached mandatory retirement age under [section 35] regardless of his number of years of service.

NEW SECTION. Section 35. Mandatory retirement. (1) An active member must retire on the first day of the month coinciding with or immediately following, if none coincides, the date on which he reaches age 65.

(2) A member who reaches mandatory retirement age may not be allowed creditable service for services rendered after the mandatory retirement date or contribute to the retirement system after this date.

NEW SECTION. Section 36. Application for service retirement. On or after a member's minimum retirement date and prior to his mandatory retirement date, he may retire on a service retirement allowance by making written application to the employer. The employer shall forward the application to the board not less than 30 days or more than 90 days before the elected retirement date. The application shall state the elected retirement date.

NEW SECTION. Section 37. Amount of retirement allowance.

(1) (a) A member hired before July 1, 1981, who is eligible under [subsection (1) of section 34] and who elects to retire after completing 20 years of service and reaching age 50 as an active firefighter shall receive a service retirement allowance equal to one-half the monthly compensation last received by the member for his service as an active firefighter. A member who completes more than 20 years of service shall receive an additional 1% of his final monthly compensation for each year in excess of 20, up to a maximum of 60% of the monthly compensation last received by the member.

(b) A member hired before July 1, 1981, who is eligible under [subsection (1) of section 34] and who elects to retire after completing 10 years or more of service but has not both completed 20 years of service and reached age 50 as an active firefighter shall receive a service retirement allowance equal to 2% of the monthly compensation last received by the member for each year of service up to a maximum of 60% of his final monthly salary.

(i) If the member dies after he is permanently separated from service and before he both reaches age 50 and completes 20 years of service as an active firefighter, the allowance prescribed in subsection (1)(b) must be made to the surviving spouse beginning on the date the firefighter would have both reached his 50th birthday and completed 20 years of service as an active firefighter and terminating upon the surviving spouse's death or remarriage. If there is no surviving spouse or if the surviving spouse dies or remarries and if the firefighter leaves one or more dependent children, the children are entitled to receive the allowance as long as they remain dependent as defined in [section 4].

(ii) If the firefighter dies after he both reaches age 50 and completes 20 years of service as an active firefighter, the payments must be made to the surviving spouse or children as provided in subsection (1)(b)(i).

(2) A member hired on or after July 1, 1981, who:

(a) is eligible under [subsection (1) of section 34] shall receive a service retirement allowance equal to 2% of his final average salary for each year of service up to a maximum of 30 years of service;

(b) is eligible under [subsection (2) of section 34] shall receive a service retirement allowance equal to one-half his final average salary;

(c) is retired under [subsection (2) of section 34] and who was theretofore eligible at his option to be retired under [subsection (1) of section 34] but elected to serve additional years shall be paid for the additional years over his original eligibility at the rate prescribed in subsection (2)(a).

NEW SECTION. Section 38. Board's determination of disability. The board shall determine whether a member has become totally and permanently disabled. In making this determination, the board, any board member, or any authorized representative of the board may order medical examinations, conduct hearings, administer oaths and affirmations, take depositions, certify to official acts, and issue subpoenas to compel the attendance of witnesses and the production of books, papers, correspondence, memoranda, and documents considered necessary as evidence in connection with the claim for disability retirement. The board shall secure medical service and advice necessary to carry out the purposes of this section and shall pay compensation for those medical services and advice.

NEW SECTION. Section 39. Eligibility for disability retirement. If a member is determined by the board to be totally and permanently disabled, he is entitled to receive a disability retirement allowance, regardless of the length of his service, beginning the first day after the date on which he became totally and permanently disabled.

NEW SECTION. Section 40. Amount of disability retirement allowance. (1) A member hired before July 1, 1981, who is eligible under [section 39]:

(a) before completing 20 years of service shall receive a disability retirement allowance equal to one-half the monthly compensation last received by the member for his services as an active firefighter;

(b) after completing 20 years or more of service shall receive the disability retirement allowance provided in subsection (1)(a) increased at a rate of 1% for each year in excess of 20, up to a maximum of 60% of the monthly compensation last received by the member.

(2) A member hired on or after July 1, 1981, who is eligible under [section 39]:

(a) before completing 25 years of service shall receive a disability retirement allowance equal to one-half his final average salary;

(b) after completing 25 years or more of service shall receive the disability retirement allowance provided in subsection (2)(a) increased at a rate of 2% for each year in excess of 25, up to a maximum of 5 years of additional service.

NEW SECTION. Section 41. Medical examination of disability retiree — cancellation of allowance. (1) The board in its discretion may require the recipient of a disability retirement allowance to undergo a medical examination at the board's expense. The examination must be made by a physician or surgeon at the recipient's place of residence or at another place mutually agreed on. Based on the results of the examination, the board shall determine whether the recipient has the physical or mental capacity to perform the duties required by his position. If the board determines that the recipient is not incapacitated or if the recipient refuses to submit to



a medical examination, his disability retirement allowance shall be canceled. The board shall notify the recipient of this determination and the cancellation of his allowance.

(2) The cancellation of a disability allowance because a member is no longer incapacitated does not prejudice any right of the member to a service retirement benefit.

**NEW SECTION.** Section 42. Reinstatement upon termination of allowance. (1) (a) An inactive member whose disability retirement allowance is canceled as provided in [section 41] shall be reinstated to the position held by him immediately before his retirement or to a position in the same classification with duties within his capacity if an appropriate vacancy exists within his fire department. The board shall advise the employer that the disability retirement allowance has been canceled and that the inactive member is eligible for reinstatement to duty. The fact that he was retired for disability may not prejudice any right to reinstatement to duty which the inactive member may have or claim to have.

(b) If no appropriate vacancy exists within an inactive member's fire department when his disability allowance is canceled under [section 41], his allowance must be reinstated until a vacancy occurs.

(2) The city may request a medical or psychological review as to the ability of the member to return to work as a firefighter. If the board's findings are upheld, the city shall pay the costs of the review.

(3) If the inactive member again becomes an active member by returning to active work for an employer within 30 days following his receipt of notice under [section 41], he shall be considered to have been continuously employed during the term of his disability. If the inactive member fails to become an active member by returning to active work for an employer within 30 days following receipt of this notice, his termination of employment shall be considered to have occurred as of his disability retirement date and the retirement allowance, if any, to which he becomes entitled on his service retirement shall be determined accordingly.

**NEW SECTION.** Section 43. Payment of service or disability allowance upon death of member. A member's service or disability allowance shall be paid first to the member during his lifetime and, upon his death, to his surviving spouse as long as such spouse remains unmarried. If upon a member's death he leaves no surviving spouse, or upon the death or remarriage of a surviving spouse, his allowance shall be paid to his dependent children as long as they remain dependent as defined in [section 4].

**NEW SECTION.** Section 44. Survivorship allowance. (1) (a) Upon the death before retirement of an active member hired before July 1, 1981, his surviving spouse, if there is one, shall, as long as such spouse remains unmarried, receive a survivorship allowance equal to one-half the monthly compensation last received by the member for his service as an active firefighter. If the member leaves one or more dependent children, then, upon his death if he leaves no surviving spouse or upon the death or remarriage of the surviving spouse, his dependent children shall collectively receive the same allowance that a surviving spouse would have received as long as the children remain dependent as defined in [section 4].



(b) If the deceased member completed over 20 years of service, the survivorship allowance provided in subsection (1)(a) must be increased at a rate of 1% for each year in excess of 20, up to a maximum of 60% of the monthly compensation last received by the member.

(2) Upon the death before retirement of a member hired on or after July 1, 1981, his surviving spouse, if there is one, shall, as long as such spouse remains unmarried, receive a survivorship allowance equal to one-half of the member's final average salary. If the firefighter leaves one or more dependent children, then, upon his death if he leaves no surviving spouse or upon the death or remarriage of the surviving spouse, his dependent children shall collectively receive the same allowance that a surviving spouse would have received, as long as the children remain dependent as defined in [section 4].

NEW SECTION. Section 45. Payment of death benefits in absence of spouse or child. If a member dies without leaving a surviving spouse or children, the administrator shall compute the total contributions made to the fund by the deceased member, and if the deceased member had designated a beneficiary in writing to the administrator, the administrator shall issue a warrant for the amount of the total contributions payable to that beneficiary. If the deceased member had not nominated a beneficiary, the contributions shall be paid to his estate.

NEW SECTION. Section 46. Allowance adjustment. For a member hired on or after July 1, 1973, but before July 1, 1981, and his surviving spouse or dependent children, the service retirement allowance provided in [subsection (1)(a) of section 37], the disability retirement allowance provided in [subsection (1) of section 40], and the survivorship allowance provided in [subsection (1) of section 44] may not be less than one-half the monthly compensation paid to a newly confirmed, active firefighter of a city that last employed him as a firefighter, as provided each year in the budget of that city.

NEW SECTION. Section 47. Retirement allowances to be monthly and fixed. The retirement allowances granted under the provisions of [sections 1 through 53] shall be paid in monthly installments and may not be increased or decreased, except as specifically provided in [sections 1 through 53].

NEW SECTION. Section 48. Correction of erroneous payments. If any change in records fraudulently made or any mistake in records inadvertently made results in any member, survivor, or beneficiary receiving more or less than he was entitled to, then, on the discovery of the error, the board shall correct the error and adjust the payments to the member, survivor, or beneficiary in an equitable manner.

NEW SECTION. Section 49. Exemption from taxes. Any money received as a retirement allowance in accordance with the provisions of [sections 1 through 53] is exempt from any state or municipal tax.

NEW SECTION. Section 50. Protection from legal process — unassignability. The benefits payable under [sections 1 through 53] are not subject to the claims of any creditor of a member, beneficiary, or survivor or to attachment, garnishment, or other legal or equitable process. No member, beneficiary, or survivor may alienate,

anticipate, commute, pledge, encumber, assign, or sell any of such benefits.

NEW SECTION. Section 51. Payment of insurance premiums. The board shall annually authorize an expenditure from the fund to the Montana state firemen's association for the payment of premiums on a group life and accidental death and dismemberment insurance policy for members. This payment may not exceed  $\frac{4}{5}$  of 1% of the annual compensation, excluding overtime, holiday payments, shift differential payments, compensatory time payments, and payments in lieu of sick leave, paid to all active members during the preceding year.

NEW SECTION. Section 52. Withholding of group insurance premium from retirement benefit. A retiree who is a participant in an employee group insurance plan that permits participation in the group plan following retirement may elect to have the monthly premium for such group insurance withheld by the administrator and paid directly by the administrator to the insurance carrier. To qualify for this withholding, a retiree must be a participant in a group insurance plan available to the employees of his former employer. No withholding may be made for any retiree covered by an individual insurance policy.

NEW SECTION. Section 53. Supplement to certain retirement allowances. The plan shall pay to each firefighter retired before July 1, 1973, or his surviving spouse and children a monthly retirement allowance of not less than one-half the regular monthly salary paid to a confirmed active firefighter of the city that last employed him as a firefighter, as provided each year in the budget of that city. In the case of volunteer firefighters, the retirement allowance may not exceed \$75 per month. Distribution of the funds provided for this purpose under 19-11-606(1) shall be made as follows:

(1) At the beginning of each fiscal year the administrator shall request and the state auditor shall issue from the earmarked revenue fund and deliver to the administrator an amount certified to be equal to the total annual dollar difference between what the retirees or their surviving spouses and children received from the fund and one-half of the salary paid by the respective city or town to a confirmed active firefighter for the fiscal year just preceding.

(2) The administrator shall use the funds to increase the monthly retirement allowances of the retirees or their surviving spouses and children to an amount equal to one-half of the salary that was paid to a confirmed active firefighter in the respective city or town for the preceding year.

Section 54. Section 19-9-1007, MCA, is amended to read:

"19-9-1007. Supplement to certain pensions. (1) The payment for each fiscal year to the police officers, spouses, or minor children described in subsections (2)(a) through (2)(c) may be not less than one-half of the base salary paid in the previous calendar year in the appropriate city or town to newly confirmed police officers, except that for the fiscal year beginning July 1, 1979, all retirees and their beneficiaries who received a supplement to their retirement allowance on July 1, 1978, and are receiving an allowance on July 1, 1979, shall receive a 3% increase in their retirement allowance in lieu of any other increase.

(2) On or before April 1 of each year, the department of administration shall make a report to the state auditor including the following information:

(a) the names of all police officers who are receiving payments from the plan as of the date of the report and were receiving payments from a prior plan before July 1, 1975;

(b) the names of all spouses or minor children who are receiving payments from the plan because of the death of a police officer who was receiving payments from a prior plan before July 1, 1975;

(c) the names of all spouses or minor children who are receiving payments from the plan and who were receiving payments from a prior plan before July 1, 1975, or in the case of minor children, whose parent, the spouse of a police officer, was receiving payments from a prior plan before July 1, 1975;

(d) for the purpose of determining the base figure for the computations set forth in subsection (3), the following information relating to the base fiscal year commencing July 1, 1976:

(i) the amount of the payments made in the base fiscal year to each police officer described in subsection (2)(a);

(ii) the amount of the payments made in the base fiscal year to each spouse or minor child (or children) described in subsection (2)(b) or (2)(c);

(iii) upon the death after April 18, 1977, of any police officer on the retired list who was receiving payments from a prior plan before July 1, 1975, and who is survived by a spouse or minor children entitled to receive payments from the plan, the amount which would have been paid to an eligible spouse of such police officer had that spouse been receiving payments in the base fiscal year;

(e) the base salary for the previous calendar year of a newly confirmed police officer of each city or town participating in the plan.

(3) The state auditor shall, upon receipt of the report referred to in subsection (2), compute the difference between each amount reported under subsections (2)(d)(i) through (2)(d)(iii) and one-half the base salary for the previous calendar year of a newly confirmed police officer of the appropriate city or town. The difference shall be paid by the state auditor out of the premium tax collected on insurance sold in this state to insure against the risks enumerated in 19-11-512~~(5)~~(3) to the administrator no later than May 31 of each year. This payment is in addition to the payment to be made by the state auditor under 19-9-702. The administrator shall use the funds received under this subsection to supplement the monthly payments to persons described in subsections (2)(a) through (2)(c) so that the requirements of subsection (1) are met.

(4) In addition to the payments made by the auditor as provided in subsection (3), the auditor shall make annual payments of \$100,000 on or before June 30 of each year until the sum of \$500,000 has been paid to the administrator for deposit in the retirement account. These payments are to be made to reimburse the retirement account for funds advanced to implement this section.

(5) If more than one minor child is entitled to supplementary payments under this section by virtue of the death of a common parent



police officer, the minimum payment to such minor children under this section shall be determined as if there were one such minor child and the supplementary payment shall be made to the minor children collectively."

Section 55. Section 19-11-401, MCA, is amended to read:

"19-11-401. Management of association. The management of the fire department relief associations in ~~municipalities other than first- and second-class cities~~ is vested in the boards of trustees, except as provided in 19-11-402 and 19-11-403."

Section 56. Section 19-11-403, MCA, is amended to read:

"19-11-403. Investment of fund by board of investments. (1) ~~When~~ Whenever the average yield on investments of public retirement funds under the board of investments exceeds by 1% in any fiscal year the average yield on investments of the fund made pursuant to 19-11-402, the surplus money in the fund shall be remitted to the state treasurer for investment ~~by~~ under the direction of the board of investments as is provided in ~~19-11-302 for associations in first- and second-class cities~~ 17-6-204. The department of community affairs shall advise the association of the current yield on investments of public retirement funds.

(2) As used in subsection (1), "surplus money" means the excess over the greater of the following:

- (a) 1 ½ times the monthly benefit paid in the preceding month; or
- (b) \$5,000."

Section 57. Section 19-11-504, MCA, is amended to read:

"19-11-504. Amount of special tax levy. (1) ~~Whenever the total amount of the fund is less than 2% of the taxable valuation of all taxable property within the limits of the city or town, the special tax levy shall be:~~

(a) ~~not less than 1 mill or more than 4 mills on each dollar of taxable valuation of all taxable property within the limits of the city or town; and~~

(b) ~~an amount sufficient to provide a growth per year in the fund, considering all sources of income to the fund and the payment of obligations out of the fund, equal to the sum produced by 1 mill levied on the taxable valuation of all the taxable property in the city or town.~~

(2) ~~The special tax levy shall be a fractional part of 1 mill whenever:~~

(a) ~~the total amount of the fund is less than 2% but more than 1% of the taxable valuation of all taxable property within the city or town; and~~

(b) ~~the special tax levy of a fractional part of 1 mill will produce sufficient revenue to cause the fund, considering all sources of income to the fund and all payments to be made out of the fund, to exceed 2% of the taxable valuation of all taxable property within the city or town.~~

(3) ~~In cities of the third class, when~~ Whenever the fund contains an amount which is less than 2% of the taxable valuation of all taxable property in the city or town, the city council shall levy an



annual special tax of not less than 1 mill and not more than 4 mills on each dollar of taxable valuation of all taxable property within the city or town."

Section 58. Section 19-11-512, MCA, is amended to read:

"19-11-512. State auditor to pay association out of insurance premium taxes. (1) At the end of the fiscal year, the state auditor shall issue and deliver the payment described in this subsection to the board of investments to be credited to the account of each fire department relief association of any city or town of the first or second class which has a fire department relief association entitled by law to receive payments. The state auditor shall, at the same time, report to the treasurer of the association the amount of the payment. The payment shall be for the use and benefit of the association. It shall be paid out of the premium taxes on insurance risks enumerated in subsection (6) collected by the state auditor and shall be equal to 10% of the total annual compensation paid by the city or town to its paid or part-paid firefighters for services in the previous calendar year. The city clerk of the city or town shall certify in writing to the state auditor, on or before April 1 of each year, the amount paid by the city or town as compensation for services to paid or part-paid firefighters.

(2) When there is a disaster resulting in death or injury sufficient to draw the pensions of 10% of the active force and the fund, after receiving all moneys provided for in 19-11-501, 19-11-503, 19-11-504, and subsection (1) of this section, does not show at least the 1-mill growth referred to in 19-11-504, the treasurer of the association shall request and the state auditor shall issue and deliver an additional payment under the same conditions described in subsection (1). The payment shall be in an amount sufficient to cause at least the above-mentioned 1-mill growth in the fund.

(3) If a city is not entitled to receive a sum equal to 1½ mills of its total taxable value under subsections (1) and (2), the payment shall be made in the amount provided in subsections (4) and (6) for cities of the third class and in the manner described in subsection (1).

(4)(1) At the end of the fiscal year, the state auditor shall issue and deliver the warrant described in this subsection to the treasurer of every city or town, except cities and towns of the first or second class, which has a fire department relief association entitled by law to receive payments. The warrant shall be for the use and benefit of the association. It shall be for an amount equal to 1½ mills of the total taxable value of the city or town and shall be paid out of the premium taxes on insurance risks enumerated in subsection (6) (3) collected by the state auditor.

(5)(2) If the payment provided for in subsection (4) (1) is less than \$100, an additional payment shall be made from the same tax moneys so that the total amount received is \$100.

(6)(3) The risks referred to in subsections subsection (1) and (4) are:

- (a) insurance of houses, buildings, and all other kinds of property against loss or damage by fire or other casualty;
- (b) all kinds of insurance on goods, merchandise, or other property in the course of transportation, whether by land, water, or air;

(c) insurance against loss or damage to motor vehicles resulting from accident, collision, or marine and inland navigation and transportation perils;

(d) insurance of growing crops against loss or damage resulting from hail or the elements;

(e) insurance against loss or damage by water to any goods or premises arising from the breakage or leakage of sprinklers, pumps, or other apparatus;

(f) insurance against loss or legal liability for loss because of damage to property caused by the use of teams or vehicles, whether by accident or collision or by explosion of any engine, tank, boiler, pipe, or tire of any vehicle; and

(g) insurance against theft of the whole or any part of any vehicle."

Section 59. Section 19-11-513, MCA, is amended to read:

"19-11-513. Transfer of premium taxes to state treasury. The state auditor shall estimate the portion of premium taxes needed to make the payments required by this chapter and shall pay an amount equal to the estimate into the state treasury, to the credit of the earmarked revenue fund. ~~The state auditor shall pay the actuary fee as required by 19-11-303.~~ Any balances remaining after such payments have been ordered shall be transferred to the general fund."

Section 60. Section 19-11-514, MCA, is amended to read:

"19-11-514. State treasurer to pay warrants. The state treasurer is hereby authorized and directed, upon the presentation to him of a warrant drawn pursuant to this chapter, to pay:

(1)—~~in the case of a municipality other than a city of the first or second class,~~ to the treasurer of the city or town, out of moneys in the earmarked revenue fund dedicated for such purpose, the amount of such warrant specified, which amount shall be paid by said city treasurer to said fire department relief association;

(2)—~~in the case of a city of the first or second class, to the board of investments to be credited to the account of the fire department relief association, out of the money in the earmarked revenue fund dedicated for such purpose, the amount of the warrant."~~

Section 61. Section 19-11-606, MCA, is amended to read:

"19-11-606. Supplement to certain pensions. (1) In addition to the taxes on premiums required by law to be paid by each insurer doing business in this state that is authorized to effect insurance on risks enumerated in 19-11-512, there is a tax of 1 ½ % on the fire portion of the direct premiums received during the calendar year of 1975 and each succeeding year, with allowance for cancellations and returned premiums. The insurance commissioner shall collect the tax during March of each year and deposit the moneys in the earmarked revenue fund. The auditor shall pay claims as provided in subsection (2) of this section and [section 53]. As those persons who are to receive the fund die, the tax shall be reduced proportionately, and when no eligible person, as defined by subsection (2) and [section 53], survives, the tax terminates and the remaining fund, if any, shall be transferred to the general fund.

(2) Effective January 1, 1976, each association shall pay to the fire-fighters retired before July 1, 1973, or their surviving spouses and children a monthly pension of not less than one-half the regular monthly salary paid to a confirmed active firefighter of that city, as provided each year in the budget of that city. In the case of volunteer firefighters, the pension may not exceed \$75 per month. Distribution of the funds provided for this purpose under subsection (1) shall be made as follows:

(a) At the beginning of each fiscal year the treasurer of each association shall request and the state auditor shall issue from the earmarked revenue fund and deliver; ~~in the case of a municipality other than a city of the first or second class, to the treasurer of the respective city or town or, in the case of a city of the first or second class, to the board of investments to be credited to the account of the fire department relief association~~ an amount certified to be equal to the total annual dollar difference between what the retirees or their surviving spouses and children received from the fund and one-half of the salary paid by the respective city or town to a confirmed active firefighter for the fiscal year just preceding. The state auditor shall, at the same time, report to the treasurer of the appropriate association the amount of any payment delivered to the board of investments.

(b) The treasurer of a city or town receiving funds shall immediately disburse them to the treasurer of the respective association.

(c) The treasurer of the association shall utilize these funds to increase the monthly pension of retirees or their surviving spouses and children to an amount equal to one-half of the salary that was paid to a confirmed active firefighter in the city or town for the preceding year."

Section 62. Section 19-12-301, MCA, is amended to read:

"19-12-301. Fire insurance premium tax to be paid into fund. The state auditor and ex officio commissioner of insurance shall annually deposit in the volunteer firefighters' fund a sum equivalent to 5% of the premium taxes collected from insurers authorized to effect insurance against risks enumerated in 19-11-512, computed after the amounts provided for by section 30 and 19-11-512 have first been deducted. The moneys shall be used for the payment of claims and administrative costs as provided in this chapter."

Section 63. Repealer. Sections 19-11-301 through 19-11-303, MCA, are repealed.

Section 64. Effective date. (1) Section 6 is effective on passage and approval.

(2) Sections 1 through 63, except for section 6, are effective on July 1, 1981."

And, as amended, do pass. Report adopted.

Committee adopted the following Statement of Intent:

#### STATEMENT OF INTENT HOUSE BILL 674

A statement of intent is required for this bill in that it delegates rulemaking authority to the Public Employees' Retirement Board for the



proper administration of the Montana Firefighters' Unified Retirement System.

It is contemplated that the rules will address the following:

- (1) interpretation and enforcement of the provisions of this act;
- (2) establishment of uniform rules to administer the provisions of this act;
- (3) determination of conditions under which a person may become a member and receive benefits under the retirement system;
- (4) determination of retirement disability and survivorship allowances under the provisions of this act;
- (5) establishment of policy for the maintenance of records and accounts for administering the retirement system;
- (6) selection procedures for contracting with a qualified actuary to conduct actuarial valuation of the system.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative Vincent in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative O'Connell present at this time.

Representatives Bertelsen, Brand, Iverson, Keedy, Neuman, Nordtvedt, and Quilici excused at this time.

That HB 711 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Nilson, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 81

Noes: None.

Total 0

Excused: Bertelsen, Brand, Iverson, Keedy, Neuman, Nordtvedt, Quilici.

Total 7

Absent or not voting: Asay, Bardanouve, Conn, Fagg, Hurwitz, Lund, Marks, Menahan, Moore, Pavlovich, Shelden, Sivertsen.

Total 12

Representative Winslow moved that HB 717, second reading copy, be amended as follows:

1. Title, lines 15 and 16.

Following: "GOVERNMENT;"



Strike: remainder of line 15 through "HYGIENISTS," on line 16

2. Title, line 19.

Following: "37-4-321,"

Strike: "37-4-401,"

3. Page 11, line 17 through line 9 on page 12.

Strike: section 8 in its entirety

Renumber: subsequent sections

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Marks, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: None.

Total 0

Excused: Bertelsen, Brand, Iverson, Keedy, Neuman, Nordtvedt, Quilici.

Total 7

Absent or not voting: Asay, Bardanouve, Gould, Hurwitz, Lund, Manuel, McBride, Pavlovich, Shelden, Sivertsen.

Total 10

And HB 717, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Bennett, Bergene, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shontz, Sivertsen, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Asay, McLane, Seifert.

Total 3

Excused: Bertelsen, Brand, Iverson, Keedy, Neuman, Nordtvedt, Quilici.

Total 7

Absent or not voting: Bardanouve, Brown, Ellison, Lund, Shelden, Spilker, Waldron.

Total 7

Representative Neuman present at this time.

Representative Teague moved that HB 493, second reading copy, be amended. Amendment failed by the following vote:

Ayes: Bennett, Conroy, Daily, Dozier, Gould, Harper, Harrington, Holliday, Kanduch, Kennerly, Keyser, Manning, Manuel, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Robbins, Roush, Ryan, Shelden, Sivertsen, Smith, Stobie, Teague, Vinger, Zabrocki.  
Total 28

Noes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Briggs, Burnett, Conn, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harp, Hart, Hemstad, Huennekens, Hurwitz, Jacobsen, Jensen, Kessler, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, O'Hara, Phillips, Roth, Sales, Schultz, Seifert, Shontz, Spilker, Switzer, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley.  
Total 59

Excused: Bertelsen, Brand, Iverson, Keedy, Nordtvedt, Quilici.  
Total 6

Absent or not voting: Bardanouve, Brown, Cozzens, Ellison, Kemmis, Menahan, Waldron.  
Total 7

That HB 493 do pass by the following vote:

Ayes: Abrams, Asay, Bardanouve, Bengtson, Bennett, Bergene, Brown, Conroy, Daily, Devlin, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fedra, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, McBride, McLane, Menahan, Meyer, Moore, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Seifert, Shontz, Smith, Stobie, Switzer, Teague, Thoft, Waldron, Wallin, Williams, Yardley, Zabrocki.  
Total 60

Noes: Anderson, Andreason, Azzara, Briggs, Burnett, Conn, Cozzens, Curtiss, Donaldson, Ellerd, Fagg, Hannah, Hanson, Harp, Harper, Jensen, Kemmis, Lund, Matsko, Metcalf, Mueller, O'Hara, Roth, Sales, Schultz, Shelden, Spilker, Underdal, Vincent, Vinger, Winslow.  
Total 31

Excused: Bertelsen, Brand, Iverson, Keedy, Nordtvedt, Quilici.  
Total 6

Absent or not voting: Gould, Marks, Sivertsen.  
Total 3

That HB 720 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.  
Total 85

Noes: Asay, Conroy, Fedra, Yardley.

Total 4

Excused: Bertelsen, Brand, Iverson, Keedy, Nordtvedt, Quilici.

Total 6

Absent or not voting: Dozier, Fagg, Kessler, Marks, Vinger.

Total 5

Representatives Bertelsen, Iverson, Keedy, Nordtvedt, and Quilici present at this time.

That HB 743 do pass by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Daily, Dussault, Ellison, Fabrega, Fagg, Feda, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Schultz, Seifert, Shelden, Sivertsen, Spilker, Stobie, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Yardley.

Total 65

Noes: Anderson, Andreason, Briggs, Burnett, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Eudaily, Gould, Hannah, Harp, Hurwitz, Keedy, Keyser, Kropp, Manuel, Mueller, O'Hara, Roth, Roush, Ryan, Sales, Shontz, Switzer, Underdal, Vinger, Winslow, Zabrocki.

Total 30

Excused: Brand.

Total 1

Absent or not voting: Dozier, Ernst, Nordtvedt, Smith.

Total 4

That HB 748 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Briggs, Gould, Jacobsen, Manuel, McLane, Seifert.

Total 6

Excused: Brand.

Total 1

Absent or not voting: Bardanouve, Conroy, Cozzens, Dozier, Ellison, Kitselman, Nordtvedt, Robbins, Smith, Vinger.

Total 10

Representative Brand present at this time.

That HB 774 do pass by the following vote:



Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bergene, Burnett, Conn, Conroy, Cozzens, Curtiss, Donaldson, Ernst, Fabrega, Fagg, Fedá, Hannah, Hanson, Harp, Hemstad, Holliday, Huennekens, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Marks, Matsko, McBride, McLane, Meyer, Mueller, Neuman, O'Hara, Pistoria, Roth, Ryan, Sales, Sivertsen, Smith, Spilker, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 56

Noes: Abrams, Bengtson, Bennett, Bertelsen, Brand, Briggs, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Eudaily, Gould, Harper, Harrington, Hart, Hurwitz, Jacobsen, Keyser, Kropp, Manning, Manuel, Menahan, Metcalf, Moore, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Quilici, Robbins, Roush, Schultz, Seifert, Shelden, Shontz, Stobie, Teague, Thoft, Williams.

Total 43

Excused: None.

Total 0

Absent or not voting: Brown.

Total 1

Representative Dussault excused at this time.

That HB 792 do pass by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Brand, Brown, Conroy, Daily, Dozier, Ernst, Fabrega, Fedá, Gould, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Thoft, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki.

Total 54

Noes: Anderson, Andreason, Bertelsen, Briggs, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Fagg, Hannah, Hanson, Harp, Hurwitz, Iverson, Keedy, Kitselman, Kropp, Lory, Lund, Marks, McLane, Moore, Mueller, Nordtvedt, O'Hara, Sales, Schultz, Seifert, Smith, Spilker, Stobie, Switzer, Underdal, Wallin, Winslow.

Total 38

Excused: Dussault.

Total 1

Absent or not voting: Asay, Burnett, Conn, Keyser, Roth, Ryan, Sivertsen.

Total 7

That HB 635 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.



Total 88

Noes: Pavlovich.

Total 1

Excused: Dussault.

Total 1

Absent or not voting: Brand, Daily, Donaldson, Keyser, Lund, Marks, Metcalf, Oberg, Shelden, Smith.

Total 10

Representative Fagg in the Chair.

That HB 698 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Dussault.

Total 1

Absent or not voting: Azzara, Bengtson, Brand, Donaldson, Feda, Keyser, Kropp, Lund, Metcalf, Robbins, Seifert.

Total 11

That HB 726 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kessler, Kropp, Lory, Lund, Manning, Marks, Matsko, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin.

Total 75

Noes: Bengtson, Dozier, Keedy, Kennerly, Kitselman, McLane, Nordtvedt, Oberg, Roush, Sivertsen, Teague, Williams, Winslow, Yardley, Zabrocki.

Total 15

Excused: Dussault.

Total 1

Absent or not voting: Brand, Harrington, Iverson, Keyser, Manuel, McBride, Neuman, O'Connell, Shontz.

Total 9

Representative Vincent in the Chair.

That HB 738 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 85

Noes: Bennett, Brand, Harper, Keedy, Kessler, Oberg.

Total 6

Excused: Dussault.

Total 1

Absent or not voting: Azzara, Iverson, Keyser, Manuel, Marks, Menahan, Shontz, Winslow.

Total 8

That HB 766 do pass by the following vote:

Ayes: Abrams, Andreason, Asay, Bardanouve, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kessler, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McBride, McLane, Meyer, Moore, Mueller, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Yardley.

Total 70

Noes: Anderson, Bengtson, Bennett, Brand, Daily, Harp, Harper, Harrington, Hart, Huennekens, Keedy, Kennerly, Manning, Manuel, Metcalf, Neuman, Oberg, Shelden, Teague, Williams, Zabrocki.

Total 21

Excused: Dussault.

Total 1

Absent or not voting: Azzara, Conroy, Kemmis, Keyser, Menahan, Ryan, Sivertsen, Winslow.

Total 8

Representative Dussault present at this time.

Representative Bergene excused at this time.

That HB 637 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad,

Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shontz, Sivertsen, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Bennett, Burnett, Kessler, Seifert, Smith, Wallin.

Total 6

Excused: Bergene.

Total 1

Absent or not voting: Bengtson, Brand, Fagg, Lund, Nordtvedt, Shelden, Stobie, Teague, Waldron.

Total 9

Due to an electrical problem, the House recessed at 5:35 p.m.

House reconvened at 6:45 p.m.

That HB 385 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 90

Noes: Burnett, Williams.

Total 2

Excused: Bergene.

Total 1

Absent or not voting: Brand, Daily, Fagg, Iverson, Marks, Shelden, Stobie.

Total 7

Representative Waldron moved that HB 546, second reading copy, be amended. Amendment failed by the following vote:

Ayes: Andreason, Bennett, Bertelsen, Conn, Cozzens, Dussault, Ellerd, Hanson, Harper, Hart, Holliday, Huennekens, Jacobsen, Kennerly, Kitselman, Lory, Manuel, Menahan, Metcalf, Moore, Nilson, Robbins, Roush, Ryan, Sales, Thoft, Waldron, Wallin, Zabrocki.

Total 29

Noes: Abrams, Anderson, Asay, Azzara, Bengtson, Brand, Briggs, Brown, Burnett, Conroy, Curtiss, Devlin, Donaldson, Dozier, Ernst, Fabrega, Fedra, Gould, Hannah, Harp, Harrington, Hemstad, Hurwitz, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kropp, Lund, Manning, Matsko, McBride, McLane, Meyer, Mueller, Neuman, Oberg, O'Connell, O'Hara,



Pavlovich, Phillips, Pistoria, Quilici, Roth, Seifert, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Williams, Yardley.  
Total 58

Excused: Bergene.  
Total 1

Absent or not voting: Bardanouve, Daily, Ellison, Eudaily, Fagg, Iverson, Marks, Nordtvedt, Schultz, Shelden, Stobie, Winslow.  
Total 12

That HB 546 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Yardley, Zabrocki.  
Total 91

Noes: Nilson, Robbins, Roush.  
Total 3

Excused: Bergene.  
Total 1

Absent or not voting: Azzara, Bengtson, Marks, Williams, Winslow.  
Total 5

Representative Sivertsen moved that HB 595, second reading copy, be amended as follows:

1. Page 3.  
Strike: lines 11 through 14 in their entirety  
Renumber: subsequent section

Amendment passed by the following vote:

Ayes: Andreason, Asay, Azzara, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harrington, Hart, Holliday, Hurwitz, Jacobsen, Kanduch, Kemmis, Kennerly, Keyser, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.  
Total 80

Noes: Anderson, Donaldson, Harper, Huennekens, Keedy, Kessler, Yardley.  
Total 7

Excused: Bergene.



Total 1

Absent or not voting: Abrams, Bardanouve, Bengtson, Dozier, Harp, Hemstad, Iverson, Jensen, Kitselman, O'Hara, Pistoria, Winslow.

Total 12

Representative Kemmis excused at this time.

Representative Sivertsen moved that HB 595, second reading copy, be further amended as follows:

1. Title, line 12.

Following: "MCA;"

Strike: "PROVIDING FOR CONDITIONAL ENACTMENT;"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bertelsen, Brand, Briggs, Brown, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 78

Noes: Harper, Kessler, Oberg, Yardley.

Total 4

Excused: Bergene, Kemmis.

Total 2

Absent or not voting: Azzara, Bardanouve, Bennett, Burnett, Conn, Conroy, Dozier, Dussault, Fagg, Feda, Hannah, Huennekens, Neuman, Nilson, O'Connell, Pistoria.

Total 16

And HB 595, as amended, do pass by the following vote:

Ayes: Andreason, Asay, Bennett, Brand, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Ellison, Ernst, Fabrega, Fagg, Feda, Gould, Hannah, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Kennerly, Kropp, Manning, Marks, Matsko, McLane, Menahan, Meyer, Moore, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Roth, Roush, Ryan, Sales, Seifert, Shontz, Sivertsen, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Wallin, Zabrocki.

Total 58

Noes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Conn, Donaldson, Dussault, Ellerd, Eudaily, Hanson, Harper, Hart, Huennekens, Jensen, Keedy, Kemmis, Kessler, Keyser, Kitselman, Lory, Lund, Manuel, McBride, Metcalf, Mueller, Oberg, Pistoria, Quilici, Robbins, Schultz, Shelden, Spilker, Vincent, Waldron, Williams, Winslow, Yardley.

Total 40

Paired: Fagg, Moore, Ayes; Bergene, Kemmis, Noes.

Excused: None.

Total 0

Absent or not voting: Harrington, O'Connell.  
Total 2

That HB 538 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bertelsen, Brand, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 82

Noes: Andreason, Bennett, Briggs, Burnett, Curtiss, Hannah, Lund, McLane, Nordtvedt, O'Hara, Stobie.  
Total 11

Excused: Bergene, Kemmis.  
Total 2

Absent or not voting: Dozier, Iverson, Matsko, Shelden, Teague.  
Total 5

That HB 558 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 91

Noes: Brand, Stobie.  
Total 2

Excused: Bergene, Kemmis.  
Total 2

Absent or not voting: Burnett, Kessler, Robbins, Teague, Waldron.  
Total 5

Representative Kemmis present at this time.

That HB 640 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson,

Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 81

Noes: Bennett, Briggs, Cozzens, Ellerd, Gould, Hurwitz, Mueller, Nordtvedt, Robbins, Roth, Sales, Seifert, Stobie, Vinger, Yardley.

Total 15

Excused: Bergene.

Total 1

Absent or not voting: Dussault, Huennekens, O'Connell.

Total 3

That HB 749 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Seifert, Sivertsen.

Total 2

Excused: Bergene.

Total 1

Absent or not voting: Daily, Huennekens, O'Connell, O'Hara.

Total 4

Representatives Brand and Huennekens excused at this time.

That HB 777 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Bertelsen, Brown, Conn, Daily, Donaldson, Dozier, Dussault, Eudaily, Fabrega, Fagg, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Jacobsen, Keedy, Kemmis, Kennerly, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Oberg, Pavlovich, Phillips, Quilici, Roush, Schultz, Shontz, Smith, Thoft, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 53

Noes: Asay, Bennett, Briggs, Burnett, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Ellison, Ernst, Fedra, Gould, Hannah, Hurwitz, Iverson, Jensen, Kanduch, Keyser, Kitselman, Kropp, McLane, Nordtvedt, O'Hara, Pistoria, Robbins, Roth, Ryan, Sales, Seifert, Sivertsen, Spilker, Stobie, Switzer, Teague, Underdal, Vinger, Wallin, Winslow.

Total 39

Excused: Bergene, Brand, Huennekens.

Total 3

Absent or not voting: Bardanouve, Kessler, Meyer, O'Connell, Shelden.



Total 5

Representative O'Hara moved that consideration on HB 786 be passed for the day. Motion carried.

Representative Metcalf moved that HB 686, second reading copy, be amended as follows:

1. Page 4, line 13.

Following: "BENEFITS"

Insert: ", and in which no more than 15 persons shall reside"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Bergene, Brand, Huennekens.

Total 3

Absent or not voting: Bardanouve, Conn, Hannah, Kemmis, Manning, Oberg, O'Connell, Shelden, Smith, Teague, Underdal, Winslow.

Total 12

And HB 686, as amended, do pass by the following vote:

Ayes: Abrams, Andreason, Asay, Bardanouve, Bengtson, Bennett, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Roth, Roush, Ryan, Sales, Schultz, Shontz, Sivertsen, Spilker, Stobie, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: Anderson, Dussault, Kessler, Menahan, Quilici, Robbins, Switzer, Teague.

Total 8

Excused: Bergene, Brand, Huennekens.

Total 3

Absent or not voting: Azzara, Bertelsen, Burnett, Ellison, Fagg, Marks, Moore, Nordtvedt, O'Connell, Seifert, Shelden, Smith.

Total 12

Representative Fagg moved that consideration on HB 258 be passed for the day. Motion carried.



That HB 393 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Fabrega, Fagg, Fed, Hannah, Hanson, Harp, Harper, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Seifert, Shontz, Spilker, Switzer, Teague, Vincent, Vinger, Waldron, Williams, Winslow.

Total 66

Noes: Asay, Daily, Ellison, Ernst, Eudaily, Harrington, Hart, Jensen, Kanduch, Kropp, Lory, Lund, Manuel, Moore, Nordtvedt, Oberg, Quilici, Ryan, Sales, Schultz, Sivertsen, Stobie, Thoft, Underdal, Wallin, Yardley, Zabrocki.

Total 27

Excused: Bergene, Brand, Huennekens.

Total 3

Absent or not voting: Gould, O'Connell, Shelden, Smith.

Total 4

Representative McBride moved that HB 565, second reading copy, be amended as follows:

1. Page 2, line 7.

Following: "executive"

Strike: "and legislative branches"

Insert: "branch"

2. Page 2, line 9.

Following: "court"

Strike: ","

Insert: ";

3. Page 2.

Following: line 9

Insert: "(d) for the legislative branch, the appropriate legislative committees."

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 82

Noes: None.

Total 0

Excused: Bergene, Brand, Huennekens.

Total 3

Absent or not voting: Azzara, Burnett, Donaldson, Ellison, Hemstad, Keedy, Marks, Mueller, Nordtvedt, O'Connell, O'Hara, Sales, Shelden, Smith, Winslow.

Total 15

Representative Roth moved that HB 565, as amended, do pass. Representative Moore made a substitute motion that consideration on HB 565 be passed for the day. Motion carried.

Representative Kemmis moved that consideration on HB 578 be passed for the day. Motion carried.

Representative Harper moved that consideration on HB 676 be passed for the day. Motion carried.

That HB 737 do pass. Motion failed by the following vote:

Ayes: Andreason, Azzara, Bennett, Bertelsen, Brown, Conn, Cozzens, Dozier, Dussault, Eudaily, Fagg, Gould, Hanson, Harrington, Hart, Holliday, Iverson, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Matsko, McBride, Menahan, Metcalf, Nilson, Oberg, O'Connell, Pavlovich, Quilici, Roth, Roush, Stobie, Teague, Vincent, Waldron, Williams, Yardley.

Total 42

Noes: Anderson, Asay, Briggs, Burnett, Conroy, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Fedra, Hannah, Harp, Harper, Hemstad, Hurwitz, Jacobsen, Jensen, Keedy, Keyser, Kropp, Manuel, Marks, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Pistoria, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 49

Excused: Bergene, Brand, Huennekens.

Total 3

Absent or not voting: Abrams, Bardanouve, Bengtson, Daily, Robbins, Shelden.

Total 6

That HB 737 do not pass by the following vote:

Ayes: Anderson, Asay, Briggs, Burnett, Conroy, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Fedra, Hannah, Harp, Harper, Hemstad, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kropp, Lund, Manuel, Marks, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Pistoria, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 51

Noes: Andreason, Azzara, Bennett, Bertelsen, Brown, Conn, Cozzens, Daily, Dozier, Dussault, Eudaily, Fagg, Gould, Hanson, Harrington, Hart, Holliday, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Matsko, McBride, Menahan, Metcalf, Nilson, Oberg, O'Connell, Pavlovich, Quilici, Roush, Stobie, Teague, Vincent, Waldron, Williams, Yardley.

Total 41

Excused: Bergene, Brand, Huennekens.

Total 3

Absent or not voting: Abrams, Bardanouve, Bengtson, Robbins, Shelden.

Total 5

That HB 750 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: Dozier, Kemmis, Teague.

Total 3

Excused: Bergene, Brand, Huennekens.

Total 3

Absent or not voting: Abrams, Bardanouve, Bengtson, Dussault, Manning, O'Connell.

Total 6

Representative Roush moved that consideration on HB 758 be passed for the day. Motion carried.

That HB 780 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 80

Noes: Asay, Bennett, Ellerd, Harp, Jacobsen, Kropp, Lund, Nordtvedt, Sales, Seifert, Sivertsen, Smith, Stobie, Thoft.

Total 14

Excused: Bergene, Brand, Huennekens.

Total 3

Absent or not voting: Bengtson, Conroy, O'Connell.

Total 3

Representative Daily moved that HB 790, second reading copy, be amended as follows:

1. Title, line 8.

Following: "7-13-144, MCA"

Insert: "; AND PROVIDING AN EFFECTIVE DATE"

2. Page 4.

Following: line 18

Insert: "Section 7. Effective date. This act is effective on January 1, 1982."

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 87

Noes: None.  
Total 0

Excused: Bergene, Brand, Huennekens.  
Total 3

Absent or not voting: Bardanouve, Bengtson, Conroy, Ellison, Kessler, Kitselman, Moore, O'Connell, Thoft, Waldron.  
Total 10

And HB 790, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 89

Noes: Menahan, Roth, Vinger.  
Total 3

Excused: Bergene, Brand, Huennekens.  
Total 3

Absent or not voting: Bengtson, Conroy, Moore, Nordtvedt, O'Connell.  
Total 5

That HJR 16 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden,



Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 80

Noes: Dussault, Keedy, Kemmis, McBride, Metcalf, Vincent, Waldron.

Total 7

Excused: Bergene, Brand, Huennekens.

Total 3

Absent or not voting: Azzara, Bardanouve, Bengtson, Conroy, Daily, Kessler, Nordtvedt, O'Connell, Pistoria, Yardley.

Total 10

That HJR 30 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Bardanouve, Waldron.

Total 2

Excused: Bergene, Brand, Huennekens.

Total 3

Absent or not voting: Bengtson, Conroy, O'Connell, Pistoria.

Total 4

That HJR 32 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Bergene, Brand, Huennekens.

Total 3

Absent or not voting: Azzara, Bengtson, Conroy, Devlin, Meyer, Nordtvedt, O'Connell, Pistoria.

Total 8

Representative Ellerd moved that HJR 36, second reading copy, be amended as follows:

1. Page 1, line 13.

Following: "WHEREAS, the"

Insert: "recent"

Following: "events"

Strike: "of the last few weeks"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sheldon, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Bergene, Brand, Huennekens.

Total 3

Absent or not voting: Azzara, Bengtson, Conroy, Devlin, O'Connell, Pistoria, Robbins.

Total 7

And HJR 36, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sheldon, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Bergene, Brand, Huennekens.

Total 3

Absent or not voting: Bengtson, Conroy, Keedy, O'Connell, Pistoria.

Total 5

Representative Marks moved that consideration on HJR 40 be passed for the day. Motion carried.

That HJR 42 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: Hannah, Sales.

Total 2

Excused: Bergene, Brand, Huennekens.

Total 3

Absent or not voting: Azzara, Bengtson, Conroy, Ellison, Nordtvedt, O'Connell, Pistoria.

Total 7

That the Committee rise and report. (Vincent, Chairman). Report adopted. (90-1)

### MOTIONS

Representative Quilici moved that HB 487 be taken from Second Reading and rereferred to the Committee on Business and Industry. Motion carried.

Representative Azzara moved that HB 278 be taken from Second Reading and rereferred to the Committee on Appropriations because it had a fiscal note of \$250,000. Motion carried.

Representative Asay moved that HB 695 be taken from the Committee on Business and Industry and placed on Second Reading. It had been tabled by the committee by an 18 to 1 vote. Motion failed. (28-61)

Representative Fagg moved that the House adjourn until 9:00 a.m., February 24, 1981.

Motion carried.

House adjourned at 11:15 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## FORTY-FOURTH LEGISLATIVE DAY

Helena, Montana  
February 24, 1981

House Chambers  
Capitol Building

House convened at 9:05 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Meyer, Teague, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Forty-third Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 2/24/81

Correctly printed - HB 69, HB 71, HB 566, HB 612, HB 674, HB 695, HB 753, HB 762, HB 795, HB 796, HB 806, HB 811, HB 813, HB 815, HB 824.

Correctly engrossed - HB 376, HB 377, HB 393, HB 493, HB 538, HB 546, HB 558, HB 595, HB 600, HB 635, HB 637, HB 640, HB 646, HB 654, HB 664, HB 671, HB 686, HB 697, HB 698, HB 703, HB 720, HB 726, HB 738, HB 749, HB 750, HB 751, HB 777, HB 790, HJR 30, HJR 36.

Considered correctly engrossed - HB 541, HB 701, HB 711, HB 713, HB 743, HB 748, HB 758, HB 766, HB 774, HB 792, HJR 16, HJR 32, HJR 40.

Correctly enrolled - HB 250, HB 519.

Examined by the sponsor (Nordtvedt) and found to be correct - HB 250.

Examined by the sponsor (Bardanouve) and found to be correct - HB 519.

Signed by the Speaker at 4:15 p.m., 2/24/81 - HB 519.

Signed by the Speaker at 5:00 p.m., 2/24/81 - HB 250.

Delivered to the Governor for his approval at 11:20 a.m., 2/24/81 - HB 2, HB 23, HB 103, HB 122, HB 123, HB 124, HB 139, HB 322.

Representative Brand excused at this time.

Representative Meyer present at this time.

BUSINESS AND INDUSTRY (Fabrega, Chairman): 2/13/81  
HJR 4, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Zabrocki, Mr. Speaker.



Total 79

Noes: Asay, Bergene, Brown, Conroy, Ellerd, Ellison, Ernst, Gould, Hurwitz, Moore, Vinger, Winslow, Yardley.

Total 13

Excused: Brand, Teague.

Total 2

Absent or not voting: Azzara, Burnett, Harrington, Shelden, Shontz, Sivertsen.

Total 6

HUMAN SERVICES (Gould, Chairman):

2/23/81

HB 514, as amended, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Iverson, Jacobsen, Jensen, Kanduch, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 71

Noes: Azzara, Bardanouve, Dozier, Dussault, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Keedy, Kemmis, Kennerly, Kessler, Menahan, Metcalf, Neuman, Nilson, Oberg, Vincent, Waldron.

Total 22

Excused: Brand, Teague.

Total 2

Absent or not voting: Burnett, Hurwitz, Shelden, Shontz, Sivertsen.

Total 5

JUDICIARY (Keyser, Chairman):

2/23/81

HB 729, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Briggs, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 64

Noes: Abrams, Azzara, Bardanouve, Bertelsen, Brown, Daily, Dozier, Dussault, Harper, Harrington, Hart, Holliday, Huennekens, Keedy, Kemmis, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Shelden, Vincent, Waldron, Wallin, Yardley.

Total 33

Excused: Brand, Teague.

Total 2

Absent or not voting: Burnett.

Total 1

Representative Brand present at this time.

HB 741, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Anderson, Brand, Conroy, Daily, Ellerd, Jacobsen, Manning, Manuel, Neuman, Nilson, Oberg, Pavlovich, Stobie, Vinger, Waldron.

Total 15

Excused: Teague.

Total 1

Absent or not voting: Burnett, Shontz.

Total 2

HB 742, do not pass.

2/22/81

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 84

Noes: Abrams, Bengtson, Brand, Brown, Conroy, Daily, Harrington, Huennekens, Jacobsen, Manuel, Neuman, Pavlovich, Yardley.

Total 13

Excused: Teague.

Total 1

Absent or not voting: Burnett, Shontz.

Total 2

HB 744, do not pass.

2/23/81

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Stobie, Switzer, Thoft, Underdal, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Brand, Conroy, Curtiss, Dussault, Hannah, Kemmis, Metcalf, Oberg, Quilici, Spilker, Vincent, Vinger, Waldron, Winslow.

Total 14

Excused: Teague.

Total 1

Absent or not voting: Burnett, Dozier, Shontz.

Total 3

HB 783, do not pass.

2/22/81

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Brand, Daily, Harrington, Hart, Jacobsen, Manuel, Pavlovich, Pistoria, Quilici, Robbins, Vincent, Vinger, Waldron, Wallin.

Total 14

Excused: Teague.

Total 1

Absent or not voting: Burnett.

Total 1

HB 785, as amended, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bennett, Bertelsen, Briggs, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst,



Eudaily, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harrington, Hemstad, Hurwitz, Iverson, Jensen, Kanduch, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Menahan, Moore, Mueller, Neuman, O'Connell, O'Hara, Phillips, Pistoria, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 60

Noes: Anderson, Andreason, Bengtson, Bergene, Brand, Brown, Conn, Daily, Dozier, Dussault, Fabrega, Harper, Hart, Holliday, Huennekens, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Manning, Matsko, McBride, McLane, Metcalf, Meyer, Nilson, Nordtvedt, Oberg, Pavlovich, Quilici, Robbins, Shelden, Shontz, Switzer, Vincent, Waldron.

Total 37

Excused: Teague.

Total 1

Absent or not voting: Burnett, Thoft.

Total 2

HB 799, do not pass. Representative Keyser moved the adoption of the Adverse Committee Report. Representative Kemmis made a substitute motion that HB 799 be printed and placed on Second Reading. Motion failed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Devlin, Dozier, Dussault, Fabrega, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pistoria, Quilici, Roush, Shelden, Shontz, Switzer, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 45

Noes: Andreason, Bennett, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedra, Gould, Hannah, Hanson, Hemstad, Hurwitz, Iverson, Jensen, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Meyer, Moore, Mueller, O'Hara, Pavlovich, Phillips, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Thoft, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 52

Excused: Teague.

Total 1

Absent or not voting: Burnett, Harp.

Total 2

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Andreason, Bennett, Bergene, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Meyer, Moore, Mueller, O'Hara, Pavlovich, Phillips, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Thoft, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 55

Noes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bertelsen, Brand, Devlin, Dozier, Dussault, Harper, Harrington, Hart, Holliday,



Huennekens, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pistoria, Quilici, Roush, Shelden, Shontz, Switzer, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 42

Excused: Teague.

Total 1

Absent or not voting: Burnett, Jacobsen.

Total 2

### MOTIONS

Representative Bardanoue moved that HB 736 be taken from the table in the Committee on State Administration and printed and placed on Second Reading. Motion failed. (41-59)

Representative Underdal moved that HB 349 be taken from the table in the Committee on Business and Industry and printed and placed on Second Reading. Motion failed. (25-67)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Senate Amendments to House Bill No. 21 were concurred in by the following vote:

Ayes: Abrams, Anderson, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Teague.

Total 1

Absent or not voting: Andreason, Asay, Bardanoue, Hannah, Lund.

Total 5

House Bill No. 80 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson,

Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Keedy, Sales, Stobie.

Total 3

Excused: Teague.

Total 1

Absent or not voting: Bardanouve, Hannah.

Total 2

House Bill No. 106 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Teague.

Total 1

Absent or not voting: Bardanouve.

Total 1

House Bill No. 188 was passed by the following vote:

Ayes: Anderson, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Mr. Speaker.

Total 81

Noes: Abrams, Andreason, Asay, Brand, Brown, Daily, Ellison, Huennekens, Kanduch, McBride, Pavlovich, Quilici, Seifert, Winslow, Zabrocki.

Total 15

Excused: Teague.

Total 1

Absent or not voting: Bardanouve, Burnett, Shelden.

Total 3

House Bill No. 378 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Andreason.

Total 1

Excused: Teague.

Total 1

Absent or not voting: Bardanouve.

Total 1

House Bill No. 380 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Teague.

Total 1

Absent or not voting: Bardanouve.

Total 1

House Bill No. 408 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel,



Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Teague.

Total 1

Absent or not voting: Bardanouve.

Total 1

House Bill No. 425 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Azzara, Brand, Conn, Keedy, Nordtvedt, Oberg.

Total 6

Excused: Teague.

Total 1

Absent or not voting: Bardanouve, Hurwitz.

Total 2

House Bill No. 473 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Mr. Speaker.

Total 90

Noes: Brand, Ellison, Keedy, Kemmis, Nordtvedt, Zabrocki.

Total 6

Excused: Teague.

Total 1



Absent or not voting: Bardanouve, Feda, Winslow.

Total 3

House Bill No. 528 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Teague.

Total 1

Absent or not voting: Azzara, Bardanouve.

Total 2

House Bill No. 535 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Burnett.

Total 1

Excused: Teague.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 536 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride,

McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Bennett, Hurwitz, Keyser, Roth.

Total 4

Excused: Teague.

Total 1

Absent or not voting: Hemstad, Nordtvedt, Williams.

Total 3

House Bill No. 537 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Azzara, Brand, Burnett, Curtiss, Dussault, Harp, Kemmis, Menahan, Roth.

Total 9

Excused: Teague.

Total 1

Absent or not voting: Bertelsen.

Total 1

House Bill No. 539 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Asay, Burnett.

Total 2

Excused: Teague.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 540 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Teague.

Total 1

Absent or not voting: Sivertsen.

Total 1

House Bill No. 552 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 81

Noes: Azzara, Bardanouve, Brand, Dussault, Hannah, Hart, Jensen, Keedy, Kemmis, Kessler, Lund, McBride, Menahan, Nordtvedt, Oberg, Shontz, Vincent, Yardley.

Total 18

Excused: Teague.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 624 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington,



Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Bardanouve, Brand, Hannah, Moore, Roth.

Total 5

Excused: Teague.

Total 1

Absent or not voting: Stobie.

Total 1

House Bill No. 693 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Roth.

Total 1

Excused: Teague.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 704 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Brand, Harp, Manning, Moore.



Total 4

Excused: Teague.

Total 1

Absent or not voting: Dussault, Harrington, Robbins.

Total 3

House Joint Resolution No. 19 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Stobie.

Total 1

Excused: Teague.

Total 1

Absent or not voting: Robbins.

Total 1

House Joint Resolution No. 28 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Fagg, Oberg.

Total 2

Excused: Teague.

Total 1

Absent or not voting: Kanduch, Menahan, Robbins.

Total 3

Senate Amendments to House Bill No. 118 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens,

Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Brand, Ellison.

Total 2

Excused: Teague.

Total 1

Absent or not voting: Bergene, Briggs, Menahan, Robbins.

Total 4

House Bill No. 26 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Nilson, Pistoria.

Total 2

Excused: Teague.

Total 1

Absent or not voting: Dussault, Menahan, Robbins.

Total 3

House Bill No. 336 was passed by the following vote:

Ayes: Andreason, Asay, Bennett, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Kanduch, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Meyer, Moore, Mueller, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 59

Noes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, \*Bergene, Bertelsen, Brand, Conn, Dozier, Dussault, Ernst, Fabrega, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf,

Neuman, Nilson, Nordtvedt, Oberg, Roush, Shelden, Thoft, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 40

Excused: Teague.

Total 1

Absent or not voting: None.

Total 0

\*Representative Bergene moved that her vote be changed from yes to no. Motion carried unanimously. See Motions.

House Bill No. 436 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Brand.

Total 1

Excused: Teague.

Total 1

Absent or not voting: Conroy.

Total 1

House Bill No. 577 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Teague.

Total 1

Absent or not voting: Phillips.



Total 1

House Bill No. 626 was passed by the following vote:

Ayes: Anderson, Andreason, Asay, Bengtson, Bergene, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McLane, Meyer, Moore, Mueller, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Mr. Speaker.

Total 70

Noes: Abrams, Azzara, Bardanouve, Bennett, Bertelsen, Brand, Brown, Dozier, Dussault, Harper, Harrington, Hart, Huennekens, Kemmis, Kennerly, Kessler, Kropp, McBride, Menahan, Metcalf, Neuman, Nordtvedt, Oberg, Ryan, Shelden, Vincent, Waldron, Yardley, Zabrocki.

Total 29

Excused: Teague.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 639 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 98

Noes: Mr. Speaker.

Total 1

Excused: Teague.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 677 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller,



Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Teague.

Total 1

Absent or not voting: Dussault.

Total 1

House Bill No. 683 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Teague.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 696 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Burnett, Moore, Roth.

Total 3

Excused: Teague.

Total 1

Absent or not voting: Bergene.

Total 1

House Joint Resolution No. 22 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Fed, Gould, Hannah, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keyser, Kropp, Lory, Lund, Matsko, McLane, Menahan, Meyer, Moore, Mueller, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Vinger, Wallin, Winslow, Mr. Speaker.

Total 66

Noes: Azzara, Bardanouve, Bengtson, Bertelsen, Brand, Dozier, Dussault, Eudaily, Fagg, Hanson, Harper, Harrington, Hart, Huennekens, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Manning, Manuel, McBride, Metcalf, Neuman, Nordtvedt, Oberg, Shelden, Underdal, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 33

Excused: Teague.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 607 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Dozier, Shontz.

Total 2

Excused: Teague.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 642 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bertelsen, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fed, Gould, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane,

Menahan, Meyer, Moore, Mueller, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 71

Noes: Azzara, Bardanouve, Bergene, Brand, Briggs, Dozier, Dussault, Fagg, Harper, Hart, Huennekens, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Metcalf, Nordtvedt, Oberg, Shelden, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 27

Excused: Teague.

Total 1

Absent or not voting: Conn.

Total 1

House Bill No. 596 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 98

Noes: None.

Total 0

Excused: Teague.

Total 1

Absent or not voting: Mr. Speaker.

Total 1

House Bill No. 625 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Asay, Brand, Dozier, Kennerly, Menahan, Oberg, O'Connell, Thoft, Underdal.



Total 9

Excused: Teague.

Total 1

Absent or not voting: Pistoria.

Total 1

House Bill No. 641 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Nordtvedt, Stobie.

Total 2

Excused: Teague.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 667 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Kennerly.

Total 1

Excused: Teague.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 684 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn,



Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Brand.

Total 1

Excused: Teague.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 685 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 78

Noes: Azzara, Bennett, Brand, Brown, Curtiss, Donaldson, Hannah, Harp, Keedy, Keyser, McBride, Neuman, Nordtvedt, Oberg, Roth, Sales, Sivertsen, Stobie, Waldron.

Total 19

Excused: Teague.

Total 1

Absent or not voting: Ellison, O'Hara.

Total 2

House Bill No. 678 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Harp, Jacobsen.

Total 2

Excused: Teague.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 689 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Meyer, Moore, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Azzara, Bardanoue, Dozier, Dussault, Hanson, Harp, Harper, Hart, Jacobsen, Keedy, Kennerly, McBride, Metcalf, Mueller, Nordtvedt, Roush, Thoft, Vincent.

Total 18

Excused: Teague.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 690 was passed by the following vote:

Ayes: Anderson, Andreason, Asay, Bardanoue, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Abrams, Azzara, Bertelsen, Dozier, Dussault, Harper, Kemmis, Kennerly, Kessler, Neuman, Oberg, Shelden, Vincent, Waldron.

Total 14

Excused: Teague.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 702 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Brand, Jacobsen, Keedy, Oberg.

Total 4

Excused: Teague.

Total 1

Absent or not voting: Ernst.

Total 1

House Bill No. 706 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Ellison, Jensen, Kemmis, Oberg.

Total 4

Excused: Teague.

Total 1

Absent or not voting: Nordtvedt, Shelden.

Total 2

House Bill No. 710 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft,



Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Nordtvedt.

Total 1

Excused: Teague.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 712 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Brand, Shontz.

Total 2

Excused: Teague.

Total 1

Absent or not voting: Cozzens, Hurwitz, Keyser.

Total 3

House Bill No. 724 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 93

Noes: Harper, Keedy, McBride, Oberg, Yardley.

Total 5

Excused: Teague.

Total 1

Absent or not voting: Stobie.

Total 1



House Bill No. 740 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Dussault, Ellison, Menahan, Mueller.

Total 4

Excused: Teague.

Total 1

Absent or not voting: Stobie.

Total 1

House Bill No. 20 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 91

Noes: Dozier, Dussault, Hanson, Oberg, Thoft, Waldron, Yardley.

Total 7

Excused: Teague.

Total 1

Absent or not voting: Shelden.

Total 1

House Bill No. 57 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Fabrega, Fagg, Fedá, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Lory, Lund, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Quilici, Roush, Shontz, Thoft, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 62

Noes: Andreason, Bengtson, Bennett, Briggs, Burnett, Curtiss, Ellerd, Ellison, Ernst, Eudaily, Gould, Hannah, Hanson, Harp, Jacobsen, Kitselman, Kropp, Matsko, McLane, Moore, Phillips, Pistoria, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Wallin.

Total 37

Excused: Teague.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 99 was passed by the following vote:

Ayes: Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Harp, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Meyer, Moore, Nilson, O'Connell, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 75

Noes: Abrams, Azzara, Bardanouve, Dozier, Dussault, Hanson, Harper, Hart, Huennekens, Kanduch, Kemmis, Kennerly, McBride, Metcalf, Mueller, Neuman, Nordtvedt, Oberg, Pavlovich, Shelden, Vincent, Waldron, Yardley.

Total 23

Excused: Teague.

Total 1

Absent or not voting: O'Hara.

Total 1

House Bill No. 192 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Seifert.

Total 1

Excused: Teague.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 284 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Teague.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 320 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Hannah, Oberg.

Total 2

Excused: Teague.

Total 1

Absent or not voting: Meyer, Pavlovich.

Total 2

House Bill No. 367 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips,



Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 97

Noes: Burnett, Yardley.

Total 2

Excused: Teague.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 409 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Azzara, Bennett, Brand, Ellerd, Kennerly, Manning, Manuel, Moore, Mueller, Nordtvedt, Oberg, Phillips, Roth, Sales, Sivertsen, Smith, Spilker, Stobie.

Total 18

Excused: Teague.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 430 was passed by the following vote:

Ayes: Anderson, Andreason, Asay, Bertelsen, Briggs, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Hurwitz, Iverson, Jensen, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 53

Noes: Abrams, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Brand, Brown, Conn, Daily, Dozier, Dussault, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 46

Excused: Teague.

Total 1



Absent or not voting: None.

Total 0

House Bill No. 533 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Burnett, Sales, Thoft.

Total 3

Excused: Teague.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 545 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Teague.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 555 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler,

Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Hannah, Keedy, Lund, Roth.

Total 4

Excused: Teague.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 574 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Bennett, Brand.

Total 2

Excused: Teague.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 584 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Teague.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 761 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 91

Noes: Bennett, Conroy, Hannah, Robbins, Seifert, Smith, Thoft, Yardley.

Total 8

Excused: Teague.

Total 1

Absent or not voting: None.

Total 0

House Bill No. 12 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 94

Noes: Dozier, Dussault, Shelden, Yardley.

Total 4

Excused: Teague.

Total 1

Absent or not voting: Briggs.

Total 1

House Bill No. 333 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday,



Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Teague.

Total 1

Absent or not voting: Iverson.

Total 1

House Bill No. 492 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Teague.

Total 1

Absent or not voting: Bardanouve, Schultz.

Total 2

House Bill No. 554 was passed by the following vote:

Ayes: Andreason, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Dozier, Dussault, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Lory, Manning, Matsko, McBride, Metcalf, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Quilici, Robbins, Roush, Ryan, Shelden, Shontz, Sivertsen, Spilker, Thoft, Underdal, Vincent, Waldron, Williams, Winslow, Yardley.

Total 57

Noes: Abrams, Anderson, Asay, Bennett, Brand, Briggs, Conroy, Devlin, Donaldson, Ellerd, Ellison, Ernst, Feda, Gould, Harp, Hurwitz, Iverson, Jacobsen, Keedy, Keyser, Kropp, Lund, Manuel, McLane, Menahan, Meyer, Moore, Nordtvedt, O'Connell, Phillips, Pistoria, Roth, Sales, Schultz, Seifert, Smith, Switzer, Vinger, Wallin, Zabrocki, Mr. Speaker.



Total 41

Excused: Teague.

Total 1

Absent or not voting: Stobie.

Total 1

House Bill No. 557 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Andreason, Burnett, Cozzens, Ryan, Smith, Stobie.

Total 6

Excused: Teague.

Total 1

Absent or not voting: None.

Total 0

Representative Teague present at this time.

House Bill No. 662 was passed by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 83

Noes: Anderson, Brand, Briggs, Conn, Daily, Dussault, Harrington, Hemstad, Kemmis, Moore, Mueller, Oberg, Pavlovich, Quilici, Stobie, Yardley.

Total 16

Excused: None.

Total 0

Absent or not voting: Feda.

Total 1

House Bill No. 716 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

House Joint Resolution No. 18 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Bardanouve, Brand, Dozier, Dussault, Harper, Hart, Huennekens, Keedy, Kemmis, Kennerly, Manning, McBride, Metcalf, Nilson, Oberg, Waldron.

Total 16

Excused: None.

Total 0

Absent or not voting: Azzara, Shelden.

Total 2

House Joint Resolution No. 29 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen,

Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 96

Noes: Bardanouve, Ellerd, Harp, Roth.  
Total 4

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

House Joint Resolution No. 35 failed to pass by the following vote:

Ayes: Andreason, Bardanouve, Bengtson, Brand, Brown, Daily, Dozier, Dussault, Ernst, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Kanduch, Kemmis, Kessler, Manning, Manuel, Menahan, Metcalf, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Roush, Shelden, Teague, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.  
Total 37

Noes: Abrams, Anderson, Asay, Azzara, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McBride, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow.  
Total 63

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

#### CONSENT CALENDAR

House Bill No. 789 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 92

Noes: Brand, Burnett, Hannah, Smith, Switzer, Vinger, Waldron.  
Total 7

Excused: Teague.  
Total 1

Absent or not voting: None.

Total 0

## MOTIONS

Representative Bergene moved to change her vote from yes to no on HB 336, Third Reading, this day. Motion carried unanimously.

Representative Dussault moved that HB 727 be taken from Second Reading and returned to the Committee on Education and Cultural Resources, where it might die quietly. The students for whom she sponsored the measure have withdrawn their support. Motion carried.

Representative Bardanouve moved that the rules be temporarily suspended to allow him to introduce a House joint resolution late. He insisted on keeping the body in suspense as to the subject of the resolution. Motion carried unanimously.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Seifert in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Fagg excused at this time.

Representative Vincent moved that HB 364 be placed below HB 805. Motion carried.

Representative O'Hara moved that HB 786, second reading copy, be amended to exclude the university system. Amendment passed. (70-5)

And HB 786, as amended, do pass. Motion failed by the following vote:

Ayes: Andreason, Briggs, Burnett, Conroy, Cozzens, Ellerd, Feda, Hannah, Harp, Hurwitz, Iverson, Keyser, Matsko, McLane, Mueller, Nordtvedt, O'Hara, Roth, Sales, Smith, Spilker, Underdal, Vinger, Wallin, Winslow.

Total 25

Noes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Daily, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Gould, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Marks, McBride, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Stobie, Thoft, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 67

Excused: Fagg.

Total 1

Absent or not voting: Curtiss, Devlin, Hemstad, Jensen, Lund, Switzer, Teague.

Total 7



Representative Hurwitz excused at this time.

That HB 786, as amended, do not pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Daily, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Stobie, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 73

Noes: Andreason, Burnett, Cozzens, Devlin, Ellerd, Feda, Hannah, Keyser, McLane, O'Hara, Roth, Sales, Spilker, Thoft, Underdal, Wallin, Winslow.

Total 17

Excused: Fagg, Hurwitz.

Total 2

Absent or not voting: Curtiss, Harp, Jensen, Kropp, Lund, Nordtvedt, Switzer, Vinger.

Total 8

Representative Kemmis excused at this time.

That HB 258 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Dozier, Nordtvedt, Teague.

Total 3

Excused: Fagg, Hurwitz, Kemmis.

Total 3

Absent or not voting: Bardanouve, Brand, Devlin, Lund, Quilici.

Total 5

That the Committee rise and report and beg leave to sit again. (Seifert, Chairman). Representative Seifert moved the adoption of the Committee of the Whole Report. Representative Moore made a substitute motion to segregate HB 258 from the committee report and that, as amended, report be adopted. Motion carried. (84-4)

House recessed at 12:05 p.m.

House reconvened at 1:35 p.m.

Representatives Fagg, Hurwitz, and Kemmis present at this time.

### MOTIONS

Representative Hemstad moved that HB 258 be taken from Second Reading and rereferred to the Committee on Appropriations. Motion carried.

Representative Teague moved that HB 493 be taken from Third Reading and returned to the Committee on Business and Industry for the purpose of amendment. Motion carried.

Representative Asay moved that HB 695 be taken from the Committee on Business and Industry and printed and placed on Second Reading. The bill establishes bonding authority to provide money for agricultural loans. Motion carried. (39-35)

Representative Nordtvedt moved that HB 516 be passed to the bottom of the Second Reading board this day because of his schedule. Motion carried.

### REPORTS OF STANDING COMMITTEES

FISH AND GAME (Ellison, Chairman): 2/24/81  
 HB 796, do pass. Report adopted.  
 HB 806, do pass. Report adopted.

HUMAN SERVICES (Gould, Chairman): 2/19/81  
 HB 566, introduced bill, be amended as follows:

1. Title, line 6.  
 Following: "REQUIRE A"  
 Insert: "COSMETOLOGY"

2. Title, line 8.  
 Following: line 7  
 Strike: "37-32-101 THROUGH 37-32-103"  
 Insert: "37-31-101 AND 37-32-102"

3. Page 1, lines 11 through 19.  
 Strike: section 1 in its entirety  
 Insert: "Section 1. Section 37-31-101, MCA, is amended to read:

"37-31-101. Definitions. Unless the context requires otherwise, in this chapter the following definitions apply:

(1) "Practice and teaching of cosmetology" includes work generally and usually included in the terms "hairdressing" and "beauty culture" and performed in so-called hairdressing and beauty shops or by itinerant cosmetologists, which work is done for the embellishment, cleanliness, and beautification of the hair, scalp, face, arms, or hands, and includes the practice of removing superfluous hair by a means other than electrolysis. The practice and teaching of cosmetology shall not be construed to include:

(a) itinerant cosmetologists who perform their services without compensation for demonstration purposes in any regularly established store or place of business holding a license from the state of Montana as such store or place of business; or

(b) cosmetological artists who demonstrate cosmetological skills under the auspices of the state association of cosmetology or its affiliated units, whether at meetings or in licensed cosmetological establishments.

(2) "Cosmetological establishment" means premises, building, or part of a building in which is practiced a branch or combination of branches of cosmetology or the occupation of a hairdresser and cosmetician or cosmetologist and which must have a manager-operator in charge.

(3) "Board" means the board of cosmetologists provided for in 2-15-1626.

(4) "Department" means the department of professional and occupational licensing provided for in Title 2, chapter 15, part 16."

4. Page 2, line 6.

Following: "practice of"

Insert: "permanently"

5. Page 2.

Following: line 9

Insert: "Electrology does not include the practice of pilethermology."

6. Page 2, lines 10 through 20.

Strike: section 3 in its entirety

Renumber: all subsequent sections

7. Page 4, line 21.

Following: "chapter"

Strike: "32"

Insert: "31"

8. Page 4, line 22.

Following: "chapter"

Strike: "32"

Insert: "31"

And, as amended, do pass. Report adopted.

JUDICIARY (Keyser, Chairman):

2/23/81

HB 824, do pass. Report adopted.

### **FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS**

The following bills were introduced, read first time and referred to committees:

HB 825, introduced by Feda. Referred to Committee on Appropriations.

HB 826, introduced by Phillips, Matsko. Referred to Committee on Appropriations.

HB 827, introduced by Lory. Referred to Committee on Appropriations.

HB 828, introduced by Fagg, Marks, Bardanouve, Kemmis, (By Request of the Governor's Office). Referred to Committee on Appropriations.

HJR 45, introduced by Bardanouve, Hurwitz, Galt. Referred to Committee on Education and Cultural Resources.

### **MESSAGES FROM THE OTHER HOUSE**

House Bill concurred in and returned to the House:

2/24/81

House Bill No. 250, introduced by Nordtvedt, Marks, Fagg, et al.

### **SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative Seifert in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

The Committee on Fish and Game excused at this time.

Representative Roth moved that HB 565, second reading copy, be amended as follows:

1. Page 2, line 7.

Following: "executive"

Strike: "and legislative branches"

Insert: "branch"

2. Page 2, line 9.

Following: "court"

Strike: ","

Insert: ";

3. Page 2.

Following: line 9

Insert: "(d) for the legislative branch, the appropriate legislative committees."

Amendment passed by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Neuman, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Roth, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: None.

Total 0

Excused: Burnett, Daily, Devlin, Ellison, Feda, Hart, Jacobsen, Jensen, Manuel, McLane, Mueller, Nilson, Phillips, Robbins, Roush, Ryan.

Total 16

Absent or not voting: Anderson, Andreason, Cozzens, Hurwitz, Nordtvedt, Smith, Vinger.

Total 7

Representatives Quilici and Shontz excused at this time.

Representative Moore moved that HB 565, second reading copy, be further amended as follows:

1. Page 3, line 18.

Following: "~~determines~~"

Insert: "finds"

2. Page 3, line 21 through line 2 on page 4.

Following: "general"

Strike: remainder of line 21 through line 2 on page 4



Insert: "particular budget amendment shall automatically be rescinded for the fiscal year unless the agency can substantiate the need for the budget amendment to the appropriate approval authority and the committee"

Amendment passed by the following vote:

Ayes: Abrams, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Curtiss, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Lund, Manning, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Neuman, O'Connell, O'Hara, Pavlovich, Pistoria, Roth, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.  
Total 69

Noes: None.

Total 0

Excused: Burnett, Daily, Devlin, Ellison, Fedra, Hart, Jacobsen, Jensen, Manuel, McLane, Mueller, Nilson, Phillips, Quilici, Robbins, Roush, Ryan, Shontz.

Total 18

Absent or not voting: Anderson, Asay, Brand, Conroy, Cozzens, Iverson, Kennerly, Kropp, Lory, Nordtvedt, Oberg, Stobie, Williams.

Total 13

And HB 565, as amended, do pass by the following vote:

Ayes: Andreason, Asay, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Conn, Conroy, Curtiss, Donaldson, Ellerd, Ernst, Eudaily, Fagg, Fedra, Gould, Hannah, Hanson, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keyser, Kitselman, Kropp, Marks, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Roth, Sales, Schultz, Seifert, Smith, Spilker, Switzer, Thoft, Vinger, Wallin, Winslow.

Total 48

Noes: Abrams, Anderson, Bengtson, Brand, Brown, Daily, Dozier, Dussault, Harper, Harrington, Holliday, Huennekens, Keedy, Kemmis, Kennerly, Kessler, Lory, Manuel, McBride, Menahan, Metcalf, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Shelden, Shontz, Stobie, Teague, Underdal, Vincent, Waldron, Williams, Yardley.

Total 37

Paired: Hannah, Moore, Ayes; Quilici, Shontz, Noes.

Excused: Burnett, Devlin, Ellison, Hart, Roush, Ryan.

Total 6

Absent or not voting: Azzara, Cozzens, Fabrega, Harp, Hemstad, Lund, Manning, Sivertsen, Zabrocki.

Total 9

The Committee on Fish and Game present at this time.

That HB 578 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst,

Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 90

Noes: Jensen.  
Total 1

Excused: Quilici, Shontz.  
Total 2

Absent or not voting: Bardanouve, Curtiss, Kropp, Lory, Lund, Marks, Sivertsen.  
Total 7

Representative Shontz present at this time.

Representative Harper moved that HB 676, second reading copy, be amended as follows:

1. Title, line 6.  
Following: "ACT TO"  
Strike: "ELIMINATE"  
Insert: "MODIFY"
2. Title, line 7.  
Following: "PROGRAM"  
Strike: ", THUS"
3. Title, lines 8 and 9.  
Following: "PROGRAM BE"  
Strike: "BY LEGISLATIVE APPROPRIATION"  
Insert: "FROM FINES AND FORFEITURES OF HIGHWAY PATROL ISSUED CITATIONS"
4. Title, line 9.  
Following: ","  
Strike: "REPEALING"  
Insert: "AMENDING"
5. Page 1, lines 3 and 4.  
Following: line 2  
Strike: lines 3 and 4 in their entirety
6. Page 1, lines 12 and 13.  
Following: line 11  
Strike: everything following the enacting clause  
Insert: "Section 1. Section 53-9-109, MCA, is amended to read:

"53-9-109. Crime victims compensation account. There is a crime victims compensation account in the agency fund. There shall be paid into this account ~~6%~~ 18% of the fines assessed and bails forfeited on all offenses involving a violation of chapter 3, part 1 of chapter 4, or chapters 5 through 10 of Title 61, ~~or a city ordinance and relating to the operation or use of motor vehicles, except offenses relating to parking of vehicles that are a result of citations or tickets issued by the highway patrol.~~"

Amendment passed by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fabrega, Gould, Hannah, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Nilson, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Schultz, Shelden, Shontz, Spilker, Switzer, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 68

Noes: Anderson, Andreason, Brand, Daily, Ellerd, Ellison, Hanson, Jensen, Keedy, Moore, Neuman, Nordtvedt, Pavlovich, Ryan, Sales, Seifert, Sivertsen, Smith, Stobie, Teague, Thoft, Underdal.

Total 22

Excused: Quilici.

Total 1

Absent or not voting: Burnett, Fagg, Feda, Hemstad, Hurwitz, Kemmis, Lund, Marks, Menahan.

Total 9

And HB 676, as amended, do pass by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Lory, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roush, Schultz, Shelden, Shontz, Spilker, Switzer, Teague, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 67

Noes: Anderson, Andreason, Brand, Burnett, Ellerd, Harp, Jensen, Keedy, Keyser, Kropp, McLane, Moore, Mueller, Nordtvedt, Pavlovich, Roth, Ryan, Sales, Seifert, Sivertsen, Smith, Stobie, Thoft, Underdal, Vinger, Wallin.

Total 26

Excused: Quilici.

Total 1

Absent or not voting: Devlin, Ellison, Hemstad, Hurwitz, Lund, Marks.

Total 6

Representative Quilici present at this time.

Representative Nordtvedt excused at this time.

That HB 758 do pass by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Brand, Devlin, Donaldson, Dozier, Dussault, Fagg, Feda, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Roth, Roush, Ryan, Seifert, Shelden, Shontz, Switzer, Teague, Vincent, Vinger, Waldron, Williams, Yardley.

Total 51

Noes: Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harp, Jensen, Keyser, Kitselman, Kropp, Lory, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Robbins, Sales, Schultz, Smith, Spilker, Stobie, Thoft, Underdal, Wallin, Winslow, Zabrocki.

Total 40

Paired: Roush, Aye; Nordtvedt, No.

Excused: None.

Total 0

Absent or not voting: Anderson, Andreason, Bergene, Conroy, Lund, Manning, Marks, Quilici, Sivertsen.

Total 9

That HJR 40 do pass by the following vote:

Ayes: Abrams, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Marks, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 81

Noes: Andreason, Huennekens, Keedy, Metcalf, Oberg, Underdal, Winslow.

Total 7

Excused: Nordtvedt.

Total 1

Absent or not voting: Anderson, Asay, Bardanouve, Briggs, Conroy, Cozzens, Feda, Lund, Manning, Shelden, Shontz.

Total 11

That HB 307 do pass by the following vote:

Ayes: Abrams, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Daily, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kropp, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Pavlovich, Phillips, Quilici, Robbins, Roush, Schultz, Seifert, Shelden, Shontz, Spilker, Switzer, Teague, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 68

Noes: Andreason, Briggs, Curtiss, Devlin, Ellerd, Kitselman, McLane, Moore, O'Connell, O'Hara, Pistoria, Roth, Ryan, Sales, Smith, Stobie, Thoft, Underdal, Vinger.

Total 19

Excused: Nordtvedt.

Total 1



Absent or not voting: Anderson, Asay, Bardanouve, Brand, Burnett, Feda, Keedy, Lory, Lund, Manning, Oberg, Sivertsen.

Total 12

That HB 600 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 74

Noes: Dozier, Dussault, Harper, Hart, Huennekens, Kemmis, Kessler, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Shelden, Teague, Vincent, Waldron.

Total 17

Excused: Nordtvedt.

Total 1

Absent or not voting: Bardanouve, Brand, Burnett, Fagg, Hurwitz, Keedy, Manning, Yardley.

Total 8

That HB 725 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: Brown, Daily, Harrington, McBride, Pavlovich, Teague.

Total 6

Excused: Nordtvedt.

Total 1

Absent or not voting: Abrams, Bardanouve, Brand, Curtiss, Fagg, Feda, Manning, Marks, Moore, Oberg, Spilker.

Total 11

Representative Waldron moved that HB 760, second reading copy, be amended as follows:

1. Page 7, line 23.

Following: "contract,"

Insert: "collective bargaining agreement,"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Burnett, Smith, Stobie, Wallin.

Total 4

Excused: Nordtvedt.

Total 1

Absent or not voting: Asay, Bardanouve, Brand, Daily, Ernst, Fagg, Feda, Kessler, Manning, Mueller, Pistoria, Spilker.

Total 12

And HB 760, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: Briggs, Ellerd, Ellison, Gould, Harp, Matsko, Sales, Smith, Stobie, Underdal.

Total 10

Excused: Nordtvedt.

Total 1

Absent or not voting: Asay, Bardanouve, Brand, Daily, Feda, Kessler, Marks.

Total 7

That HB 764 do pass by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Curtiss, Daily, Dozier, Dussault, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Roush, Ryan, Shelden, Shontz, Stobie, Teague, Thoft, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 67

Noes: Anderson, Andreason, Briggs, Cozzens, Devlin, Donaldson, Ellerd, Fagg, Hannah, Hurwitz, Jensen, Lund, Marks, Moore, Neuman, Phillips, Robbins, Roth, Sales, Seifert, Sivertsen, Smith, Spilker, Switzer, Underdal, Waldron.

Total 26

Excused: Nordtvedt.

Total 1

Absent or not voting: Brand, Burnett, Ellison, O'Hara, Quilici, Schultz.

Total 6

Representative Pistoria moved that HB 765, second reading copy, be amended. Amendment failed by the following vote:

Ayes: Bertelsen, Conroy, Gould, Hemstad, Holliday, Huennekens, Jacobsen, Manning, Manuel, McBride, Metcalf, Neuman, O'Connell, Pavlovich, Pistoria, Seifert, Switzer, Teague, Zabrocki.

Total 19

Noes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Briggs, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Marks, McLane, Menahan, Meyer, Moore, Mueller, Nilson, Oberg, O'Hara, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Stobie, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow.

Total 72

Excused: Nordtvedt.

Total 1

Absent or not voting: Bardanouve, Brand, Brown, Ellison, Matsko, Smith, Vinger, Yardley.

Total 8

Representative Donaldson moved that HB 765, second reading copy, be amended as follows:

1. Page 3, lines 14 through 17.

Following: "utility"

Insert: "as provided in 69-3-203"

Following: "."

Strike: remainder of lines 14 through 17 in their entirety

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Nordtvedt.

Total 1

Absent or not voting: Bardanouve, Bergene, Brand, Burnett, Ellison, Smith, Yardley.

Total 7

Representative Nordtvedt present at this time.

And HB 765, as amended, do pass by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: Brand, Huennekens, Lory, Manning, Nilson, O'Connell, Pistoria, Teague, Vincent.

Total 9

Excused: None.

Total 0

Absent or not voting: Anderson, Bardanouve, Lund.

Total 3

That HB 805 do pass by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conroy, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Sivertsen, Spilker, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 75

Noes: Dozier, Ellison, Hart, Huennekens, Manning, Metcalf, Neuman, Nilson, O'Connell, Sales, Smith, Switzer, Teague, Underdal, Vinger.

Total 15

Excused: None.

Total 0

Absent or not voting: Anderson, Brand, Burnett, Conn, Donaldson, Nordtvedt, Pistoria, Shontz, Stobie, Thoft.

Total 10

Representative Vincent moved that HB 364, second reading copy, be amended as follows:



1. Title, line 13.

Following: “,”

Insert: “TO REQUIRE DEFENDANTS TO PARTICIPATE IN AN ALCOHOL INFORMATION COURSE, INCLUDING ALCOHOL OR DRUG TREATMENT IF CONSIDERED NECESSARY;”

2. Page 2, line 20 through line 2 on page 3.

Following: “(4)” on line 20

Strike: remainder of line 20 through “institutions.” on line 2 on page 3

Insert: “In addition to the punishment provided in this section, regardless of disposition, the defendant shall complete an alcohol information course at an alcohol treatment program approved by the department of institutions which may include alcohol or drug treatment or both if considered necessary by the counselor conducting the program.”

Following: “Each” on line 2

Strike: “school or institution”

Insert: “counselor”

3. Page 3, line 5.

Following: “been”

Strike: “accepted by the school”

Insert: “enrolled in a course”

4. Page 3, line 6.

Following: “attend the”

Strike: “school”

Insert: “course”

5. Page 3, line 7.

Following: “program, the”

Strike: “school or institution”

Insert: “counselor”

Amendment passed by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 75

Noes: Brown, Daily, Manuel, Menahan.

Total 4

Excused: None.

Total 0

Absent or not voting: Anderson, Bennett, Brand, Donaldson, Fagg, Hart, Hurwitz, Jensen, Kemmis, Kropp, Manning, Marks, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Roth, Spilker, Stobie, Underdal.

Total 21

And HB 364, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens,

Curtiss, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pistoria, Quilici, Robbins, Roth, Ryan, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.  
Total 79

Noes: Bennett, Brand, Brown, Daily, Dussault, Ellerd, Fagg, Hanson, Harrington, Kropp, Pavlovich, Phillips, Roush, Sales, Stobie, Teague, Zabrocki.  
Total 17

Excused: None.  
Total 0

Absent or not voting: Devlin, Hurwitz, Jensen, Sivertsen.  
Total 4

Representative Lory moved that HB 770 and HB 808 be passed to the bottom of the board. Motion carried.

Representatives Lory, Quilici, and Shontz excused at this time.

Representative Keedy moved that HB 652, second reading copy, be amended. Amendment failed by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Conn, Dozier, Dussault, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.  
Total 38

Noes: Anderson, Andreason, Asay, Bennett, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Kanduch, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Menahan, Meyer, Moore, Mueller, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.  
Total 61

Paired: Kemmis, Shontz, Ayes; Lory, Sivertsen, Noes.

Excused: Quilici.  
Total 1

Absent or not voting: None.  
Total 0

That HB 652 do pass by the following vote:

Ayes: Abrams, Andreason, Asay, Bengtson, Bennett, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Hemstad, Hurwitz, Iverson, Jensen, Kanduch, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan,

Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 64

Noes: Anderson, Azzara, Bardanouve, Bergene, Bertelsen, Brand, Dozier, Dussault, Gould, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, Shelden, Shontz, Vincent, Waldron, Williams, Yardley.

Total 35

Paired: Lory, Quilici, Ayes; Kemmis, Shontz, Noes.

Excused: None.

Total 0

Absent or not voting: Zabrocki.

Total 1

Representative Smith excused at this time.

That HB 734 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kennerly, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Marks, Matsko, McBride, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: Dussault, Keedy, Kemmis, Menahan, Shontz, Teague.

Total 6

Paired: Hannah, Aye; Shontz, No.

Excused: Lory, Quilici, Smith.

Total 3

Absent or not voting: Abrams, Bardanouve, Bengtson, Brand, Conn, Conroy, Harp, Harper, Iverson, Kessler, McLane, O'Connell, Shelden, Sivertsen.

Total 14

Representative Lund moved that HB 812, second reading copy, be amended as follows:

1. Page 1.

Following: line 12

Insert: "Section 2. Effective date. This act is effective on July 1, 1981."

Amendment passed by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conroy, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harper, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kitselman, Kropp, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore,

Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Winslow, Zabrocki.  
Total 72

Noes: None.  
Total 0

Excused: Lory, Quilici, Shontz, Smith.  
Total 4

Absent or not voting: Abrams, Bardanouve, Bengtson, Bergene, Conn, Cozzens, Daily, Dozier, Dussault, Feda, Harp, Harrington, Hart, Iverson, Kessler, Keyser, Oberg, O'Connell, Pistoria, Shelden, Thoft, Vinger, Williams, Yardley.  
Total 24

Representative Lund moved that HB 812 be placed below HB 770 for the purpose of amendment. Motion carried.

Representative Keyser in the Chair.

Representatives Lory and Quilici present at this time.

Representative Daily moved that HB 200, second reading copy, be amended. Amendment failed by the following vote:

Ayes: Abrams, Anderson, Bardanouve, Bennett, Brand, Brown, Daily, Ernst, Gould, Hanson, Harrington, Huennekens, Kanduch, Keedy, Manning, McBride, Menahan, Nordtvedt, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Sivertsen, Teague, Thoft, Vincent, Williams, Zabrocki.  
Total 29

Noes: Andreason, Asay, Bergene, Bertelsen, Briggs, Burnett, Conroy, Cozzens, Devlin, Donaldson, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Hannah, Harp, Harper, Hart, Hemstad, Holliday, Hurwitz, Jacobsen, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, O'Hara, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Spilker, Stobie, Switzer, Underdal, Waldron, Wallin.  
Total 53

Excused: Shontz, Smith.  
Total 2

Absent or not voting: Azzara, Bengtson, Conn, Curtiss, Dussault, Fagg, Feda, Iverson, Jensen, Kemmis, Matsko, Seifert, Shelden, Vinger, Winslow, Yardley,  
Total 16

Representative Shontz present at this time.

Representative Gould moved that HB 200, second reading copy, be amended as follows:

1. Page 6, line 15.  
Following: "17,000"  
Strike: "15,000"  
Insert: "17,000"

2. Page 6, line 17 through line 11 on page 7.  
Strike: section 12 in its entirety  
Renumber: subsequent sections



Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Smith.

Total 1

Absent or not voting: Asay, Bengtson, Conn, Dozier, Dussault, Iverson, Keedy, Kemmis, Moore, Nordtvedt, O'Connell, Shelden.

Total 12

Representative Ellison moved that HB 200, second reading copy, be further amended as follows:

1. Page 15, line 14.  
Following: "July 1,"  
Strike: "1980"  
Insert: "1981"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Azzara, Bergene, Brand, Briggs, Brown, Burnett, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 77

Noes: Andreason, Teague.

Total 2

Excused: Smith.

Total 1

Absent or not voting: Asay, Bardanouve, Bengtson, Bennett, Bertelsen, Conn, Conroy, Dozier, Dussault, Ellison, Gould, Holliday, Iverson, Keedy, Kemmis, Moore, Oberg, O'Connell, Shelden, Winslow.

Total 20

Representative Seifert in the Chair.

And HB 200, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily,

Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 83

Noes: Curtiss, Ellerd, Hart, Kennerly, Sales, Sivertsen, Teague, Vincent.  
Total 8

Excused: Smith.  
Total 1

Absent or not voting: Bardanouve, Bengtson, Dozier, Hurwitz, Kessler, Kropp, Moore, O'Connell.  
Total 8

That HB 781 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 87

Noes: None.  
Total 0

Excused: Smith.  
Total 1

Absent or not voting: Bengtson, Burnett, Donaldson, Dozier, Dussault, Hannah, Kessler, Manuel, Moore, Oberg, O'Connell, O'Hara.  
Total 12

That HB 797 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Marks, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.  
Total 83

Noes: Ellerd, Lory, McBride, Sales, Shontz, Yardley.  
Total 6

Excused: Smith.

Total 1

Absent or not voting: Bengtson, Briggs, Daily, Donaldson, Dozier, Dussault, Hart, Moore, O'Connell, O'Hara.

Total 10

That HB 798 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Schultz, Seifert, Shelden, Shontz, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 77

Noes: Bertelsen, Cozzens, Harp, Hurwitz, Keyser, Kitselman, Kropp, Nordtvedt, Roth, Roush, Ryan, Sales, Stobie, Yardley.

Total 14

Excused: Smith.

Total 1

Absent or not voting: Abrams, Bengtson, Bennett, Donaldson, McLane, Menahan, O'Connell, Sivertsen.

Total 8

Representative Brand excused at this time.

That HB 334 do pass. Representative Quilici made a substitute motion that HB 334 be indefinitely postponed. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Devlin, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Burnett, Conroy, Curtiss, Ellerd, Ellison, Kanduch, McLane, Stobie, Underdal, Vinger.

Total 10

Excused: Brand, Smith.

Total 2

Absent or not voting: Asay, Daily, Feda, O'Connell.

Total 4

That HB 529 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bennett, Bertelsen, Briggs, Burnett, Conroy, Cozzens, Curtiss, Daily, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Keyser, Kropp, Lory, Lund, Manuel, Marks, Matsko, McLane, Menahan, O'Hara, Phillips, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Underdal, Vinger.

Total 49

Noes: Abrams, Bardanouve, Bengtson, Bergene, Brown, Conn, Devlin, Dozier, Dussault, Fabrega, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Kemmis, Kennerly, Kessler, Kitselman, Manning, McBride, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pistoria, Robbins, Shelden, Shontz, Spilker, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 44

Excused: Brand, Smith.

Total 2

Absent or not voting: Jensen, Moore, O'Connell, Pavlovich, Stobie.

Total 5

That HB 715 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bergene, Bertelsen, Brown, Conn, Conroy, Daily, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Hanson, Harper, Hart, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Matsko, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, Phillips, Quilici, Robbins, Roush, Sales, Schultz, Shelden, Shontz, Thoft, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 56

Noes: Asay, Bengtson, Bennett, Briggs, Burnett, Curtiss, Devlin, Donaldson, Ellerd, Fedá, Gould, Hannah, Harp, Hemstad, Holliday, Jacobsen, Manuel, Marks, McLane, Meyer, Moore, Nordtvedt, O'Hara, Pavlovich, Pistoria, Roth, Ryan, Seifert, Sivertsen, Spilker, Stobie, Switzer, Teague, Underdal, Vinger, Winslow.

Total 36

Excused: Brand, Smith.

Total 2

Absent or not voting: Cozzens, Ellison, Harrington, Kropp, Mueller, O'Connell.

Total 6

Representative O'Connell excused at this time.

That HB 731 do pass by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bengtson, Bertelsen, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Ernst, Fabrega, Fagg, Fedá, Gould, Harp, Harper, Hart, Holliday, Huennekens, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Keyser, Kropp, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Mueller, Neuman, Nilson, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Teague, Vinger, Waldron, Williams, Zabrocki.

Total 53

Noes: Anderson, Andreason, Bergene, Briggs, Conn, Donaldson, Ellerd, Eudaily, Hannah, Hanson, Hurwitz, Lory, Marks, Meyer, Moore,



Nordtvedt, Oberg, Ryan, Sales, Seifert, Shontz, Sivertsen, Stobie, Switzer, Thoft, Underdal, Vincent, Wallin, Winslow, Yardley.

Total 30

Excused: Brand, O'Connell, Smith.

Total 3

Absent or not voting: Asay, Bennett, Dussault, Ellison, Harrington, Hemstad, Iverson, Kanduch, Kessler, Kitselman, Manuel, Schultz, Shelden, Spilker.

Total 14

That HB 735 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Harp, Harper, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shontz, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: None.

Total 0

Excused: Brand, O'Connell, Smith.

Total 3

Absent or not voting: Bardanouve, Bennett, Conn, Devlin, Dussault, Hanson, Harrington, Hemstad, Kanduch, Keedy, O'Hara, Ryan, Shelden, Sivertsen, Spilker, Waldron.

Total 16

That HB 516 do pass. Motion failed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bergene, Conn, Cozzens, Curtiss, Donaldson, Dozier, Dussault, Ellerd, Fabrega, Fagg, Hannah, Hanson, Harper, Hart, Hemstad, Holliday, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Manning, Marks, McBride, Metcalf, Meyer, Nilson, Nordtvedt, Oberg, O'Hara, Sales, Seifert, Shelden, Spilker, Vincent, Waldron, Wallin, Winslow, Zabrocki.

Total 43

Noes: Andreason, Bardanouve, Bengtson, Bertelsen, Briggs, Brown, Burnett, Conroy, Daily, Devlin, Ellison, Ernst, Eudaily, Feda, Gould, Harp, Huennekens, Hurwitz, Jacobsen, Jensen, Keyser, Kropp, Lory, Lund, Manuel, Matsko, McLane, Menahan, Moore, Mueller, Neuman, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shontz, Sivertsen, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Williams, Yardley.

Total 50

Excused: Brand, O'Connell, Smith.

Total 3

Absent or not voting: Bennett, Harrington, Iverson, Kanduch.

Total 4

Representative Brand present at this time.

That HB 516 do not pass by the following vote:

Ayes: Bardanouve, Bengtson, Bertelsen, Brand, Briggs, Brown, Burnett, Conroy, Curtiss, Daily, Devlin, Ellison, Ernst, Eudaily, Fagg, Fedá, Gould, Harp, Harrington, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keyser, Kropp, Lory, Lund, Manuel, Matsko, McLane, Menahan, Moore, Mueller, Neuman, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Schultz, Seifert, Sivertsen, Stobie, Switzer, Thoft, Underdal, Vinger, Williams, Zabrocki.

Total 51

Noes: Abrams, Anderson, Andreason, Asay, Azzara, Bergene, Conn, Cozzens, Donaldson, Dozier, Dussault, Ellerd, Fabrega, Hannah, Hanson, Harper, Hart, Hemstad, Holliday, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Manning, Marks, McBride, Metcalf, Meyer, Nilson, Nordtvedt, Oberg, O'Hara, Robbins, Sales, Shelden, Shontz, Spilker, Vincent, Waldron, Wallin, Winslow, Yardley.

Total 43

Excused: O'Connell, Smith.

Total 2

Absent or not voting: Bennett, Kanduch, Ryan, Teague.

Total 4

That HB 808 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 89

Noes: Quilici, Stobie, Yardley.

Total 3

Excused: O'Connell, Smith.

Total 2

Absent or not voting: Asay, Bengtson, Bennett, Dussault, Kanduch, Lund.

Total 6

That HB 770 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: O'Connell, Smith.

Total 2

Absent or not voting: Bengtson, Bennett, Burnett, Kanduch, Marks, Quilici, Shelden, Shontz.

Total 8

Representative Lund moved that HB 812, second reading copy, be further amended as follows:

1. Title, line 8.

Following: "MCA"

Insert: "; PROVIDING AN EFFECTIVE DATE"

2. Page 1.

Following: line 12

Insert: "Section 2. Effective date. This act is effective on July 1, 1981."

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Bergene, Nordtvedt.

Total 2

Excused: O'Connell, Smith.

Total 2

Absent or not voting: Bardanouve, Bengtson, Bennett, Fagg, Hemstad, Kanduch, Marks, Oberg, Quilici, Shelden.

Total 10

And HB 812, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Meyer, Moore, Mueller, Neuman, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 77

Noes: Bergene, Dozier, Dussault, Gould, Kessler, McBride, Metcalf, Nilson, Nordtvedt, Switzer, Teague, Vincent, Yardley.

Total 13

Excused: O'Connell, Smith.

Total 2

Absent or not voting: Bardanouve, Bengtson, Bennett, Daily, Kanduch, Marks, Oberg, Quilici.

Total 8

That HB 69 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Hart, Shontz.

Total 2

Excused: O'Connell, Smith.

Total 2

Absent or not voting: Bengtson, Bennett, Conroy, Ellerd, Kanduch, Marks, Menahan, Nordtvedt, Oberg, Quilici, Shelden.

Total 11

Representative Keedy moved that HB 71, second reading copy, be amended as follows:

1. Page 1, lines 16 through 19.

Following: "meeting."

Strike: remainder of lines 16 through 19 in their entirety

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Bardanouve, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: O'Connell, Smith.

Total 2



Absent or not voting: Asay, Azzara, Bengtson, Bennett, Cozzens, Dozier, Jensen, Kanduch, Kropp, Matsko, Pistoria, Thoft.

Total 12

And HB 71, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lund, Manning, Manuel, Marks, McBride, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shontz, Sivertsen, Spilker, Teague, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 74

Noes: Andreason, Asay, Burnett, Curtiss, Devlin, Ellerd, Feda, Hanson, Harp, Kropp, McLane, Mueller, Ryan, Sales, Stobie, Switzer, Thoft, Underdal.

Total 18

Excused: O'Connell, Smith.

Total 2

Absent or not voting: Bengtson, Bennett, Kanduch, Lory, Matsko, Shelden.

Total 6

That HB 612 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Ellison, Jensen, Manuel, Marks, Stobie.

Total 5

Excused: O'Connell, Smith.

Total 2

Absent or not voting: Bengtson, Bennett, Brand, Ernst, Gould, Iverson, Kanduch, Matsko, Nilson, Nordtvedt.

Total 10

Representative Bengtson excused at this time.

That HB 668 do pass. Motion failed by the following vote:

Ayes: Bertelsen, Briggs, Burnett, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Feda, Hurwitz, Keyser, Lund, McLane, Moore, Ryan, Sales, Seifert, Stobie, Switzer.

Total 19

Noes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Brand, Brown, Conn, Daily, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Schultz, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 78

Paired: Burnett, Curtiss, Stobie, Ayes; Bengtson, Kanduch, O'Connell, Noes.

Excused: Smith.

Total 1

Absent or not voting: Bennett, Roth.

Total 2

That HB 668 do not pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Brown, Conn, Daily, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Schultz, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 81

Noes: Burnett, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Feda, Hurwitz, McLane, Moore, Ryan, Sales, Seifert, Stobie, Switzer.  
Total 15

Paired: Bengtson, Kanduch, O'Connell, Ayes; Burnett, Curtiss, Stobie, Noes.

Excused: Smith.

Total 1

Absent or not voting: Bennett, Briggs, Roth.

Total 3

That HB 732 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 80

Noes: Burnett, Curtiss, Gould, Hannah, Harp, O'Hara, Sales, Sivertsen, Stobie, Switzer, Winslow.

Total 11

Excused: Bengtson, O'Connell, Smith.

Total 3

Absent or not voting: Bennett, Brand, Kanduch, Lund, Oberg, Roth.

Total 6

Representative Brand excused at this time.

That HB 753 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, Metcalf, Meyer, Moore, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Ellerd, Hurwitz, Lund, McLane, Mueller, Nordtvedt, Sales, Sivertsen, Vinger.

Total 9

Paired: Bengtson, Brand, O'Connell, Ayes; Ellerd, Hurwitz, Vinger, Noes.

Excused: Smith.

Total 1

Absent or not voting: Bennett, Kanduch, Menahan, Roth.

Total 4

That the Committee rise and report. (Seifert, Chairman). Representative Seifert moved the adoption of the Committee of the Whole Report. Representative Lund made a substitute motion to segregate HB 307 and HB 676 from the committee report and that, as amended, report be adopted. Motion carried. (91-0)

## MOTIONS

Representative Lund moved that HB 307 and HB 676, segregated from the Committee of the Whole Report, be rereferred to the Committee on Appropriations. Motion carried.

Representative Dussault moved that the House reconsider its action in failing to pass HB 737 on Second Reading on the 43rd legislative day. Motion failed. (46-47)

Representative Keyser moved that SB 448 be taken from the Committee on Fish and Game and rereferred to the Committee on Judiciary, and that SB 459 be taken from the Committee on Judiciary and rereferred to the Committee on Fish and Game. Motion carried.

Representative Fagg moved that the House adjourn until 9:00 a.m., February 25, 1981.

Motion carried.

House adjourned at 12:00 midnight.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk



1100

1100

1100

1100

1100

## FORTY-FIFTH LEGISLATIVE DAY

Helena, Montana  
February 25, 1981

House Chambers  
Capitol Building

House convened at 9:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except O'Hara, absent. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Forty-fourth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### COMMUNICATIONS AND PETITIONS

February 25, 1981

TO: Senator Turnage  
President of the Senate

FROM: Robert L. Marks  
Speaker of the House

Please be advised that the House of Representatives will be recessed for the days of February 26, February 27, February 28, and March 1, 1981.

Thank you for notifying our House that you also will be adjourned for these days.

Representative Robbins arose on a point of personal privilege. A bus carrying a load of students from Darby, in his district, broke down on the way to Helena, where they were going to visit the Legislature. The local school districts sent a bus to rescue them, and he wanted to thank the city of Helena for many kindnesses to the students during their stay here.

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 2/25/81

Correctly printed - HJR 41.

Correctly engrossed - HB 69, HB 71, HB 364, HB 385, HB 529, HB 565, HB 578, HB 612, HB 676, HB 715, HB 717, HB 725, HB 731, HB 734, HB 735, HB 764, HB 765, HB 770, HB 780, HB 781, HB 797, HB 808, HB 812.

Considered correctly engrossed - HB 307, HB 732, HB 753.

Delivered to the Governor for his approval at 9:25 a.m., 2/25/81 - HB 250, HB 519.

JUDICIARY (Keyser, Chairman): 2/23/81  
HB 171, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Metcalf, Meyer,

Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Stobie, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 87

Noes: Brand, Conroy, Hemstad, Menahan, O'Connell, Pavlovich, Pistoria, Spilker, Teague, Vinger.  
Total 10

Excused: None.  
Total 0

Absent or not voting: Harrington, Manning, O'Hara.  
Total 3

#### EDUCATION AND CULTURAL RESOURCES (Eudaily, Chairman):

2/25/81

HJR 45, do pass. Report adopted.

#### RULES (Fagg, Chairman):

2/25/81

HJR 41, do pass. Report adopted.

### MESSAGES FROM THE OTHER HOUSE

Senate Bills and Senate Joint Resolution passed as amended and transmitted to the House for concurrence:

2/24/81

Senate Bill No. 33, introduced by Goodover

Senate Bill No. 107, introduced by McCallum

Senate Bill No. 210, introduced by Senate Taxation Committee

Senate Bill No. 217, introduced by S. Brown

Senate Bill No. 231, introduced by Elliott

Senate Bill No. 235, introduced by Galt, Graham, et al.

Senate Bill No. 273, introduced by Hazelbaker, Turnage, Story

Senate Bill No. 276, introduced by Galt, Hafferman, Story, et al.

Senate Bill No. 277, introduced by Van Valkenburg

Senate Bill No. 289, introduced by Lee

Senate Bill No. 294, introduced by Hammond, Story, Johnson, Hafferman

Senate Bill No. 381, introduced by Stephens, Turnage, Smith, Kolstad

Senate Bill No. 385, introduced by Boylan, Kanduch

Senate Bill No. 392, introduced by S. Brown, Himsl

Senate Bill No. 398, introduced by S. Brown, Himsl

Senate Bill No. 405, introduced by Regan

Senate Bill No. 413, introduced by Severson, E. Smith

Senate Bill No. 419, introduced by Blaylock

Senate Bill No. 427, introduced by S. Brown, Himsl

Senate Bill No. 432, introduced by Van Valkenburg, Quilici, Story, et al.

Senate Bill No. 434, introduced by Tveit

Senate Bill No. 455, introduced by Johnson

Senate Joint Resolution No. 20, introduced by Crippen, J. O'Hara, Berg, et al.

Senate Bills and Senate Joint Resolution passed and transmitted to the House for concurrence: 2/24/81

Senate Bill No. 279, introduced by Goodover, Fabrega, Lee, et al.

Senate Bill No. 288, introduced by S. Brown

Senate Bill No. 320, introduced by Halligan, Graham, Berg, Boylan

Senate Bill No. 377, introduced by Berg

Senate Bill No. 396, introduced by S. Brown, Himsl

Senate Bill No. 424, introduced by Himsl, S. Brown

Senate Bill No. 428, introduced by Keating, J. O'Hara, et al.

Senate Bill No. 479, introduced by Crippen, S. Brown

Senate Joint Resolution No. 13, introduced by S. Brown, McCallum

### MOTIONS

Representative Cozzens moved that consideration on HB 795 be passed until the 47th legislative day. Motion carried.

Representative Fagg moved that consideration on HJR 23, HJR 25, HJR 27, and HJR 33 be passed until the 46th legislative day. Motion carried.

Representative Fagg moved that the rules be temporarily suspended to allow all of the bills that pass Second Reading this day to be placed on Third Reading this day. Motion carried.

Representative Dussault moved that HB 727 be taken from the Committee on Education and placed on Second Reading. Motion carried. (79-15)

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Moore in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

The Committee on Education and Cultural Resources excused at this time.

That HB 762 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Dozier, Ellison, Fabrega, Feda, Gould, Harp, Harper, Harrington,



Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Kropp, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Neuman, Nilson, Oberg, O'Connell, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Zabrocki.

Total 75

Noes: Curtiss, Ellerd, Nordtvedt, Sales.

Total 4

Excused: Andreason, Donaldson, Dussault, Eudaily, Hannah, Hanson, Kennerly, Kitselman, Lory, Meyer, O'Hara, Teague, Williams, Yardley.

Total 14

Absent or not voting: Brown, Ernst, Fagg, Keyser, Mueller, Pavlovich, Waldron.

Total 7

Representative Ellerd moved that HB 794, second reading copy, be amended as follows:

1. Title, lines 5 and 6.

Following: "AIR;"

Strike: remainder of line 5 through "ENFORCEMENT;" on line 6

2. Title, line 7.

Following: "50-40-103"

Strike: ", "

Insert: "AND"

Following: "50-40-104"

Strike: ", AND 50-40-108"

3. Page 3.

Strike: line 4 on page 3 through line 4 on page 4

Renumber: subsequent section

4. Page 4, line 5.

Following: "Penalties."

Strike: "(1)"

5. Page 4, line 6.

Strike: "knowingly, as defined in 45-2-101,"

6. Page 4.

Strike: lines 9 through 17 in their entirety

Amendment passed by the following vote:

Ayes: Abrams, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Ellerd, Ellison, Ernst, Fabrega, Fagg, Feda, Gould, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kessler, Keyser, Kropp, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Oberg, O'Connell, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Zabrocki.

Total 71

Noes: Brand, Keedy, Kemmis, Matsko, Stobie.

Total 5

Excused: Anderson, Andreason, Azzara, Donaldson, Dussault, Eudaily, Hannah, Hanson, Kennerly, Kitselman, Lory, O'Hara, Teague, Williams, Yardley.  
Total 15

Absent or not voting: Brown, Cozzens, Jensen, Lund, Manning, Mueller, Nordtvedt, Pavlovich, Waldron.  
Total 9

Representative O'Hara and the Committee on Education and Cultural Resources present at this time.

And HB 794, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Oberg, O'Hara, Quilici, Roth, Underdal, Vincent, Waldron, Williams, Winslow.  
Total 56

Noes: Asay, Bengtson, Bennett, Brown, Daily, Devlin, Ellison, Fedra, Gould, Harp, Iverson, Jacobsen, Keyser, Kropp, Manning, Manuel, Moore, Neuman, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vinger, Wallin, Yardley, Zabrocki.  
Total 41

Excused: None.  
Total 0

Absent or not voting: Donaldson, Lund, Nordtvedt.  
Total 3

Representative Lund moved that HB 811, second reading copy, be amended as follows:

1. Title, line 8.

Following: "MCA"

Insert: "; PROVIDING AN EFFECTIVE DATE"

2. Page 3.

Following: line 3

Insert: "Section 5. Effective date. This act is effective on July 1, 1981."

Amendment passed by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Dussault, Ellison, Ernst, Fabrega, Gould, Hannah, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 87

Noes: Keedy.

Total 1

Excused: None.

Total 0

Absent or not voting: Abrams, Burnett, Cozzens, Donaldson, Ellerd, Eudaily, Fagg, Feda, Hanson, Nordtvedt, Shelden, Underdal.

Total 12

And HB 811, as amended, do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Abrams, Conroy, Donaldson, Hanson, Hemstad, McLane, Nordtvedt, Vinger.

Total 8

Representative Anderson moved that HB 813, second reading copy, be amended as follows:

1. Title, line 6.

Strike: "EMPLOYEES"

Insert: "ELECTED OFFICIALS"

2. Page 1, line 13.

Following: "their"

Strike: "employees"

Insert: "elected officials"

Amendment passed by the following vote:

Ayes: Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kropp, Lory, Manning, Manuel, Marks, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Azzara, Dozier, McBride, Menahan.

Total 4

Excused: None.

Total 0

Absent or not voting: Abrams, Daily, Donaldson, Dussault, Fagg, Hemstad, Keyser, Kitselman, Lund, Neuman, Nordtvedt, Ryan, Shelden.

Total 13

Representative Anderson moved that HB 813 be placed below HB 566 for the purpose of amendment. Motion carried.

Representatives Fabrega and Neuman excused at this time.

That HB 815 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, McBride, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 74

Noes: Asay, Burnett, Conroy, Cozzens, Curtiss, Devlin, Feda, Hannah, Kitselman, Marks, Matsko, McLane, Seifert, Smith, Spilker, Stobie, Switzer, Vinger, Winslow.

Total 19

Excused: Fabrega, Neuman.

Total 2

Absent or not voting: Brand, Hurwitz, Lund, Menahan, Nordtvedt.

Total 5

That HB 819 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shontz, Sivertsen, Spilker, Stobie, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Switzer, Underdal.

Total 2

Excused: Fabrega, Neuman.

Total 2

Absent or not voting: Brand, Cozzens, Fagg, Hurwitz, Kessler, Kropp, Lund, Menahan, Nordtvedt, Quilici, Seifert, Shelden, Smith.



Total 13

Representative Burnett excused at this time.

Representative Neuman present at this time.

That HJR 43 do pass. Motion failed by the following vote:

Ayes: Abrams, Anderson, Andreason, Bennett, Bergene, Brown, Conn, Conroy, Cozzens, Daily, Dozier, Dussault, Ellerd, Fagg, Harper, Harrington, Hart, Hemstad, Huennekens, Jacobsen, Kanduch, Keedy, Kennerly, Manning, Manuel, Matsko, McBride, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Roush, Sales, Teague, Vincent, Waldron, Williams, Yardley.

Total 40

Noes: Asay, Bengtson, Bertelsen, Brand, Briggs, Devlin, Donaldson, Ellison, Ernst, Eudaily, Gould, Hannah, Hanson, Harp, Holliday, Jensen, Kemmis, Kessler, Kitselman, Kropp, Lory, Marks, McLane, Meyer, Moore, Mueller, O'Hara, Phillips, Robbins, Roth, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 43

Excused: Burnett, Fabrega.

Total 2

Absent or not voting: Azzara, Bardanouve, Curtiss, Feda, Hurwitz, Iverson, Keyser, Lund, Menahan, Pavlovich, Pistoria, Quilici, Shelden, Smith, Stobie.

Total 15

That HJR 43 do not pass by the following vote:

Ayes: Asay, Bengtson, Bertelsen, Brand, Briggs, Conroy, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Gould, Hannah, Hanson, Harp, Harper, Holliday, Kanduch, Kemmis, Kessler, Kitselman, Kropp, Lory, Marks, McLane, Metcalf, Meyer, Moore, Mueller, O'Hara, Phillips, Pistoria, Robbins, Roth, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 49

Noes: Abrams, Anderson, Andreason, Bennett, Bergene, Brown, Conn, Cozzens, Daily, Dozier, Ellerd, Fagg, Harrington, Hart, Hemstad, Huennekens, Jacobsen, Keedy, Kennerly, Manning, Matsko, McBride, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Quilici, Roush, Sales, Teague, Vincent, Waldron, Williams.

Total 35

Excused: Burnett, Fabrega.

Total 2

Absent or not voting: Azzara, Bardanouve, Curtiss, Feda, Hurwitz, Iverson, Jensen, Keyser, Lund, Manuel, Menahan, Shelden, Smith, Stobie.

Total 14

That HB 566 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen,

Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Burnett, Fabrega.

Total 2

Absent or not voting: Brand, Hannah, Hurwitz, Kropp, Lund, Nordtvedt, Smith, Stobie.

Total 8

Representative Fabrega present at this time.

Representative Anderson moved that HB 813, second reading copy, be further amended as follows:

1. Page 1, line 13.

Following: "employees"

Insert: ", when acting in an official capacity,"

Amendment passed by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: None.

Total 0

Excused: Burnett.

Total 1

Absent or not voting: Abrams, Bardanouve, Bengtson, Brand, Conroy, Harrington, Hemstad, Hurwitz, Iverson, Kitselman, Lund, Manuel, O'Hara, Shelden, Sivertsen, Vinger.

Total 16

And HB 813, as amended, do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins,

Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spiker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: Azzara, Bennett, Daily, Dozier, Dussault, Jensen, Keedy, Manning, Nordtvedt, Oberg, Pavlovich, Vincent.

Total 12

Excused: Burnett.

Total 1

Absent or not voting: Abrams, Brand, Donaldson, Harrington, Hurwitz, Iverson, Kemmis, Lund.

Total 8

Representative Asay moved that HB 695, second reading copy, be amended as follows:

1. Page 18, lines 23 through 25.

Following: "improvements"

Strike: remainder of lines 23 through 25 in their entirety

2. Page 20, line 9.

Following: "part"

Strike: "only"

3. Page 20, line 10.

Following: "when"

Strike: "at least a majority"

Insert: "a recommendation"

4. Page 20, line 11.

Following: "council"

Strike: "finds"

Insert: "indicates"

Following: "that"

Strike: ":

5. Page 20, line 12.

Following: line 11

Strike: "(a)"

6. Page 20, line 14.

Following: "proceed"

Strike: ": and"

Insert: ":

7. Page 20.

Strike: lines 15 through 17 in their entirety

8. Page 23, lines 2 through 7.

Following: "finance."

Strike: remainder of lines 2 through 7 in their entirety

Amendment passed by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Marks, Matsko,

McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Burnett.

Total 1

Absent or not voting: Abrams, Bardanouve, Brand, Donaldson, Hemstad, Iverson, Kitselman, Lund, Manuel, Seifert, Sivertsen, Stobie, Underdal, Vinger.

Total 14

Representative Keyser in the Chair.

And HB 695, as amended, do pass. Motion failed by the following vote:

Ayes: Abrams, Asay, Conroy, Daily, Devlin, Ernst, Feda, Hannah, Harper, Harrington, Huennekens, Jacobsen, Keedy, Kemmis, Kennerly, Lund, Manning, Manuel, McLane, Neuman, Oberg, O'Connell, Pistoria, Roush, Ryan, Shelden, Shontz, Teague, Waldron.

Total 29

Noes: Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Hart, Hemstad, Holliday, Iverson, Kanduch, Kessler, Keyser, Kitselman, Kropp, Lory, McBride, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Pavlovich, Phillips, Quilici, Robbins, Roth, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 63

Excused: Burnett.

Total 1

Absent or not voting: Hurwitz, Jensen, Marks, Matsko, Menahan, O'Hara, Vinger.

Total 7

That HB 695, as amended, do not pass by the following vote:

Ayes: Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Hanson, Harp, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jensen, Kanduch, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Marks, McBride, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 68

Noes: Abrams, Asay, Conroy, Daily, Devlin, Ernst, Feda, Hannah, Harper, Harrington, Huennekens, Jacobsen, Keedy, Kemmis, Kennerly, Lund, Manuel, McLane, Oberg, O'Connell, Pistoria, Roush, Shelden, Shontz, Teague, Waldron.

Total 26



Excused: Burnett.

Total 1

Absent or not voting: Gould, Matsko, Menahan, Vinger, Winslow.

Total 5

Representative Moore in the Chair.

That HB 824 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bertelsen, Brand, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Burnett.

Total 1

Absent or not voting: Abrams, Bengtson, Bergene, Briggs, Donaldson, Lund, Quilici, Shelden.

Total 8

That HB 773 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: Brand, Sales.

Total 2

Excused: Burnett.

Total 1

Absent or not voting: Curtiss, Donaldson, Kennerly, Lory, Lund, Marks, Matsko, Quilici, Spilker.

Total 9

Representative Jensen excused at this time.

Representative Fabrega moved that HB 674, second reading copy, be amended. Amendment failed by the following vote:

Ayes: Bergene, Brand, Brown, Daily, Dozier, Dussault, Fabrega, Harper, Harrington, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manning, McBride, Metcalf, Meyer, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Roush, Shelden, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 36

Noes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Hurwitz, Iverson, Jensen, Keyser, Kitselman, Kropp, Lund, Marks, Matsko, McLane, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 57

Paired: Brand, Nilson, Ayes; Burnett, Jensen, Noes.

Excused: None.

Total 0

Absent or not voting: Bengtson, Donaldson, Hart, Lory, Manuel, Menahan, Shontz.

Total 7

Representative Fabrega moved that HB 674, second reading copy, be amended. Amendment failed by the following vote:

Ayes: Abrams, Brand, Brown, Daily, Dozier, Dussault, Fabrega, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 41

Noes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Hurwitz, Iverson, Jensen, Keyser, Kitselman, Kropp, Lund, Marks, Matsko, McLane, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Wallin, Winslow.

Total 54

Paired: Brand, Nilson, Quilici, Ayes; Burnett, Fagg, Jensen, Noes.

Excused: None.

Total 0

Absent or not voting: Bengtson, Donaldson, Lory, Shontz, Thoft.

Total 5

That HB 674 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara,

Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Nordtvedt.

Total 1

Paired: Quilici, Aye; Nordtvedt, No.

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Bengtson, Donaldson, Lory, Shontz, Thoft.

Total 5

That the Committee rise and report and beg leave to sit again. (Moore, Chairman). Representative Moore moved the adoption of the Committee of the Whole Report. Representative Lund made a substitute motion to segregate HB 674 from the committee report and that, as amended, report be adopted. Motion carried. (81-8)

### SPECIAL ORDERS OF THE DAY

Senator Manning, the dean of the Legislature, was escorted to the well of the House by Representative Asay. In honor of his 81st birthday, he was presented with a collection of historic photos of the Montana capitol during its various stages of construction. Because Senator Manning finished his first term in the House while Herbert Hoover was president and because his tenure in the Legislature is unparalleled in the United States, the House chose to commemorate this occasion thanking him for his many years of dedicated service.

### MOTIONS

Representative Lund moved that HB 674 be taken from Second Reading and rereferred to the Committee on Appropriations. Motion carried.

Representative Moore moved that HB 764 be taken from Third Reading and that consideration on it be passed until the 46th legislative day. Motion carried. (74-15)

Representative Bardanouve moved that HB 125 be taken from the Committee on State Administration and placed on Second Reading. After some debate, Representative Feda moved the previous question. Motion carried. Thereupon, Representative Bardanouve's motion failed. (39-60)

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative Moore in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representatives Bengtson, Donaldson, and Thoft excused at this time.



That HB 796 do pass by the following vote:

Ayes: Anderson, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Conn, Conroy, Cozzens, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Harp, Harper, Hart, Hemstad, Holliday, Hurwitz, Jacobsen, Kanduch, Kemmis, Kessler, Keyser, Kitselman, Kropp, Manning, Manuel, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 69

Noes: Curtiss.

Total 1

Excused: Bengtson, Burnett, Donaldson, Jensen, Thoft.

Total 5

Absent or not voting: Abrams, Andreason, Bardanouve, Brown, Daily, Hanson, Harrington, Huennekens, Iverson, Keedy, Kennerly, Lory, Lund, Marks, Matsko, McBride, O'Hara, Quilici, Seifert, Shelden, Shontz, Sivertsen, Smith, Vinger, Yardley.

Total 25

That HB 806 do pass by the following vote:

Ayes: Anderson, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Conn, Conroy, Cozzens, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Kessler, Keyser, Lund, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Schultz, Sivertsen, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 66

Noes: Curtiss, Hannah, Roth, Sales.

Total 4

Excused: Bengtson, Burnett, Donaldson, Jensen, Thoft.

Total 5

Absent or not voting: Abrams, Andreason, Bardanouve, Brown, Daily, Dozier, Dussault, Harrington, Huennekens, Keedy, Kemmis, Kennerly, Kitselman, Kropp, Lory, Manning, Marks, Matsko, O'Hara, Quilici, Seifert, Shelden, Shontz, Smith, Yardley.

Total 25

That HJR 41 do pass by the following vote:

Ayes: Anderson, Asay, Azzara, Bennett, Bergene, Brand, Briggs, Conn, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harper, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kessler, Keyser, Kitselman, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 71



Noes: Dozier, Dussault, Hart, Metcalf.

Total 4

Excused: Bengtson, Burnett, Donaldson, Jensen, Thoft.

Total 5

Absent or not voting: Abrams, Andreason, Bardanouve, Bertelsen, Brown, Daily, Ellison, Hannah, Harp, Harrington, Keedy, Kennerly, Kropp, Lory, Menahan, O'Hara, Quilici, Shontz, Smith, Yardley.

Total 20

That HB 467 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Conn, Conroy, Cozzens, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Marks, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Spilker, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 77

Noes: Dussault, McBride, Nordtvedt.

Total 3

Excused: Bengtson, Burnett, Donaldson, Jensen, Thoft.

Total 5

Absent or not voting: Bardanouve, Brown, Curtiss, Daily, Fagg, Hannah, Harrington, Lory, Manuel, Menahan, Quilici, Shontz, Smith, Teague, Yardley.

Total 15

Representative Dussault moved that HB 727, second reading copy, be amended as follows:

1. Title, line 8.

Following: "REGENTS"

Insert: "TO REVIEW"

Following: "APPROVAL"

Insert: "OR DISAPPROVAL"

2. Page 2, line 10.

Following: "fees"

Insert: ", except for funds pledged for bond obligations,"

3. Page 2, line 13.

Following: "regents"

Insert: "to review"

Following: "approval"

Insert: "or disapproval"

4. Page 6, line 2.

Following: "students"

Strike: "provided"

Insert: "and except for funds pledged for bond obligations"

5. Page 6, line 4.

Following: "regents"

Insert: "for review"

Following: "approval"

Insert: "or disapproval"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Spilker, Stobie, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 75

Noes: Brand, Ellerd, Hannah, McLane, Sivertsen, Switzer, Vinger, Winslow.

Total 8

Excused: Bengtson, Burnett, Donaldson, Jensen, Thoft.

Total 5

Absent or not voting: Daily, Fagg, Feda, Harrington, Lory, Manning, Manuel, Marks, Nilson, Quilici, Shontz, Smith.

Total 12

And HB 727, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bergene, Brand, Brown, Conn, Curtiss, Daily, Dozier, Dussault, Eudaily, Fabrega, Fagg, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Lund, Manning, Manuel, Marks, McBride, Metcalf, Meyer, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Quilici, Robbins, Roth, Roush, Shelden, Shontz, Spilker, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 55

Noes: Asay, Bennett, Bertelsen, Briggs, Conroy, Cozzens, Devlin, Ellerd, Ellison, Ernst, Feda, Gould, Hannah, Hanson, Harp, Iverson, Keyser, Kitselman, Kropp, Lory, McLane, Moore, Mueller, O'Connell, Phillips, Pistoria, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Stobie, Switzer, Underdal, Vinger, Wallin, Winslow.

Total 38

Excused: Bengtson, Burnett, Donaldson, Jensen, Thoft.

Total 5

Absent or not voting: Matsko, Menahan.

Total 2

Representative Lund moved that the Free Conference Committee Report on HB 94 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara,

Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Bengtson, Burnett, Donaldson, Jensen, Thoft.

Total 5

Absent or not voting: Brand, Devlin, Kropp, Seifert, Stobie.

Total 5

That HJR 45 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Brand, Curtiss, Hannah, Harrington, Manning, Nilson.

Total 6

Excused: Bengtson, Burnett, Donaldson, Jensen, Thoft.

Total 5

Absent or not voting: Feda, Kitselman, Marks.

Total 3

That the Committee rise and report. (Moore, Chairman). Report adopted. (92-0)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 69 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98



Noes: None.

Total 0

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 71 was passed by the following vote:

Ayes: Anderson, Azzara, Bardanouve, Bennett, Bergene, Brown, Conn, Conroy, Cozzens, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Gould, Hannah, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 68

Noes: Abrams, Andreason, Asay, Bengtson, Bertelsen, Brand, Curtiss, Daily, Devlin, Ellison, Fedra, Hanson, Harp, Kanduch, Kitselman, Kropp, McLane, Mueller, Neuman, Phillips, Ryan, Sales, Seifert, Smith, Stobie, Switzer, Underdal, Vinger.

Total 28

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Briggs, Fagg.

Total 2

House Bill No. 612 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Ellison, Stobie.

Total 2

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 732 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Devlin,



Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Asay, Cozzens, Curtiss, Daily, Ernst, Fedá, Gould, Hannah, Harp, Kanduch, O'Hara, Sales, Seifert, Smith, Stobie, Vinger, Winslow.

Total 17

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Moore.

Total 1

House Bill No. 753 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Ellerd, Hurwitz, McLane, Mueller, Nordtvedt, Roth, Sales, Vinger.

Total 8

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 376 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 377 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Conroy, Fagg.

Total 2

House Bill No. 393 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Donaldson, Dozier, Dussault, Ellerd, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roush, Ryan, Sales, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Mr. Speaker.

Total 69

Noes: Asay, Azzara, Curtiss, Daily, Ellison, Ernst, Eudaily, Harper, Hart, Jacobsen, Kanduch, Keedy, Lory, Manuel, McLane, Moore, Nordtvedt, Oberg, Robbins, Roth, Schultz, Seifert, Sivertsen, Stobie, Thoft, Wallin, Yardley, Zabrocki.

Total 28

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Devlin.

Total 1

House Bill No. 538 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn,

Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Curtiss, Harp, McLane, Ryan, Stobie.

Total 5

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Lund.

Total 1

House Bill No. 541 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Asay, Bardanouve, Bennett, Conroy, Feda, Harp, Hurwitz, Lund, McLane, Neuman, Roth, Sales, Vinger.

Total 13

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 546 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Roth, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90



Noes: Nilson, Robbins, Roush, Seifert.

Total 4

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Azzara, Nordtvedt, O'Hara, Williams.

Total 4

Representatives Bengtson, Donaldson, and Thoft present at this time.  
See Motions.

House Bill No. 558 was passed by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Ryan, Stobie.

Total 2

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Abrams, Bergene, Curtiss.

Total 3

House Bill No. 635 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Bergene.

Total 1

House Bill No. 637 was passed by the following vote:



Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Stobie.

Total 1

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Bardanouve.

Total 1

House Bill No. 646 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellison, Eudaily, Fabrega, Fagg, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Seifert, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Brand, Cozzens, Devlin, Ellerd, Ernst, Fedá, Hannah, Harp, Nordtvedt, O'Hara, Roth, Sales, Schultz, Smith, Stobie, Switzer, Winslow.

Total 17

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 654 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal,

Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki,  
Mr. Speaker.  
Total 96

Noes: Briggs.  
Total 1

Excused: Burnett, Jensen.  
Total 2

Absent or not voting: Donaldson.  
Total 1

House Bill No. 664 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson,  
Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily,  
Donaldson, Dussault, Ellison, Eudaily, Fabrega, Fagg, Gould, Hannah,  
Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens,  
Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler,  
Kitselman, Lory, Lund, Manning, Manuel, McBride, Menahan, Metcalf,  
Meyer, Moore, Mueller, Neuman, Oberg, O'Connell, O'Hara, Pavlovich,  
Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Shelden, Shontz,  
Sivertsen, Teague, Underdal, Vincent, Williams, Winslow, Yardley,  
Zabrocki, Mr. Speaker.  
Total 71

Noes: Asay, Bennett, Curtiss, Devlin, Dozier, Ellerd, Ernst, Feda, Harp,  
Hurwitz, Keyser, Kropp, Matsko, McLane, Nilson, Nordtvedt, Roth, Sales,  
Seifert, Smith, Spilker, Stobie, Switzer, Thoft, Vinger, Waldron, Wallin.  
Total 27

Excused: Burnett, Jensen.  
Total 2

Absent or not voting: None.  
Total 0

House Bill No. 671 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve,  
Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn,  
Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault,  
Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah,  
Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens,  
Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler,  
Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko,  
McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson,  
Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins,  
Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen,  
Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger,  
Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 96

Noes: Nordtvedt.  
Total 1

Excused: Burnett, Jensen.  
Total 2

Absent or not voting: Moore.  
Total 1

House Bill No. 686 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 95

Noes: Pavlovich, Robbins, Shontz.  
Total 3

Excused: Burnett, Jensen.  
Total 2

Absent or not voting: None.  
Total 0

House Bill No. 697 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Roth, Roush, Schultz, Shelden, Spilker, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 79

Noes: Bennett, Brand, Curtiss, Devlin, Gould, Hurwitz, Kropp, Pistoria, Robbins, Ryan, Sales, Seifert, Shontz, Sivertsen, Smith, Stobie, Thoft, Vinger, Mr. Speaker.  
Total 19

Excused: Burnett, Jensen.  
Total 2

Absent or not voting: None.  
Total 0

House Bill No. 698 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith,



Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Azzara, Brown, Dozier.

Total 3

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 179 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 80

Noes: Andreason, Bengtson, Bennett, Brand, Briggs, Curtiss, Ellison, Gould, Hannah, Harp, O'Hara, Roth, Seifert, Smith, Stobie, Teague, Winslow, Mr. Speaker.

Total 18

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 788 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Andreason, Kropp.

Total 2

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Wallin.

Total 1

House Bill No. 692 was passed by the following vote:



Ayes: Abrams, Anderson, Asay, Azzara, Bardanoue, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Andreason, Donaldson, Harp, Harper, Hurwitz, Keedy, Mueller, Ryan, Sales, Underdal.

Total 10

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Stobie.

Total 1

House Bill No. 750 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanoue, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Seifert.

Total 1

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 720 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanoue, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft,

Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 90

Noes: Brand, Ellison, Neuman, Oberg, O'Connell, Schultz, Seifert, Smith.  
Total 8

Excused: Burnett, Jensen.  
Total 2

Absent or not voting: None.  
Total 0

House Bill No. 777 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Brand, Conn, Conroy, Cozzens, Devlin, Donaldson, Dozier, Dussault, Eudaily, Fabrega, Fagg, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Roush, Ryan, Schultz, Shelden, Shontz, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 71

Noes: Bennett, Briggs, Brown, Curtiss, Daily, Ellerd, Ellison, Ernst, Feda, Gould, Hannah, Iverson, Kropp, McLane, Neuman, Nordtvedt, O'Hara, Robbins, Roth, Sales, Seifert, Sivertsen, Smith, Spilker, Stobie, Vinger.  
Total 26

Excused: Burnett, Jensen.  
Total 2

Absent or not voting: Bertelsen.  
Total 1

House Joint Resolution No. 42 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 93

Noes: Brand, Dozier, Sales.  
Total 3

Excused: Burnett, Jensen.  
Total 2

Absent or not voting: Conroy, Nordtvedt.  
Total 2

House Joint Resolution No. 30 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 92

Noes: Brand.

Total 1

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Bardanouve, Lory, O'Connell, Vinger, Zabrocki.

Total 5

House Joint Resolution No. 40 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Kanduch, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 87

Noes: Andreason, Brown, Huennekens, Hurwitz, Keedy, Kennerly, Metcalf, Switzer, Waldron, Zabrocki.

Total 10

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Nordtvedt.

Total 1

House Joint Resolution No. 16 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 87



Noes: Azzara, Dussault, Keedy, Kemmis, McBride, Oberg, Vincent, Waldron, Yardley.

Total 9

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Bardanouve, Shelden.

Total 2

House Joint Resolution No. 32 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Brand.

Total 1

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Bardanouve, Fagg.

Total 2

House Bill No. 529 failed to pass by the following vote:

Ayes: Andreason, Bennett, Briggs, Conroy, Cozzens, Curtiss, Donaldson, Ellison, Ernst, Eudaily, Fagg, Hanson, Hemstad, Hurwitz, Kitselman, Kropp, Lory, McLane, Moore, Phillips, Roth, Ryan, Smith, Stobie, Underdal, Mr. Speaker.

Total 26

Noes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Brown, Conn, Daily, Devlin, Dozier, Dussault, Ellerd, Fabrega, Feda, Gould, Hannah, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roush, Sales, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 71

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Schultz.

Total 1

House Bill No. 715 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy,



Cozzens, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Oberg, Pavlovich, Phillips, Quilici, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Spilker, Thoft, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 73

Noes: Bennett, Curtiss, Donaldson, Hannah, Harp, Jacobsen, Manuel, McLane, Mueller, Nordtvedt, O'Connell, O'Hara, Pistoria, Robbins, Seifert, Sivertsen, Smith, Stobie, Switzer, Teague, Underdal, Vinger, Winslow, Mr. Speaker.

Total 24

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Roth.

Total 1

House Bill No. 731 was passed by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanoue, Bennett, Bertelsen, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Mueller, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Schultz, Shelden, Shontz, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 72

Noes: Anderson, Andreason, Bengtson, Bergene, Brand, Briggs, Ellerd, Eudaily, Fabrega, Hannah, Hurwitz, Lory, Meyer, Moore, Nordtvedt, Oberg, Roth, Ryan, Sales, Seifert, Sivertsen, Smith, Spilker, Stobie, Thoft, Wallin.

Total 26

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 735 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanoue, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft,

Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 640 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 84

Noes: Bennett, Cozzens, Ellerd, Hurwitz, Kropp, McLane, Nordtvedt, Pistoria, Roth, Sales, Seifert, Stobie, Vinger, Yardley.

Total 14

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 758 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Brand, Conroy, Daily, Devlin, Donaldson, Dozier, Dussault, Fagg, Fed, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Neuman, Nilson, Oberg, Pavlovich, Quilici, Roth, Roush, Shelden, Shontz, Smith, Switzer, Teague, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 54

Noes: Andreason, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Curtiss, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harp, Hurwitz, Keyser, Kitselman, Kropp, Lory, Matsko, Meyer, Moore, Mueller, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Ryan, Sales, Schultz, Seifert, Sivertsen, Spilker, Stobie, Thoft, Underdal, Wallin, Winslow.

Total 44

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 780 was passed by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Bennett, Ellerd, Hannah, Harp, Jacobsen, Pistoria, Sales, Seifert, Sivertsen, Stobie, Winslow.

Total 11

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Abrams, Bertelsen, Nordtvedt.

Total 3

House Bill No. 385 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Seifert.

Total 1

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 717 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer,



Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Keedy, McLane, Nordtvedt, Oberg, O'Connell, Seifert.

Total 6

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Conroy.

Total 1

House Bill No. 565 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bennett, Bergene, Brand, Briggs, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kennerly, Keyser, Kitselman, Kropp, Manning, Matsko, McLane, Meyer, Moore, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Roth, Ryan, Sales, Schultz, Seifert, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Wallin, Winslow, Zabrocki, Mr. Speaker.

Total 67

Noes: Azzara, Bengtson, Bertelsen, Brown, Dozier, Dussault, Harper, Harrington, Hart, Kemmis, Kessler, Lory, Lund, Manuel, McBride, Menahan, Metcalf, Mueller, Oberg, O'Connell, Pistoria, Robbins, Roush, Shelden, Shontz, Underdal, Vinger, Waldron, Williams, Yardley.

Total 30

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Sivertsen.

Total 1

House Bill No. 578 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0



House Bill No. 797 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 89

Noes: Ellerd, Harper, Lory, McBride, Oberg, Sales, Yardley.

Total 7

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Harrington, Shelden.

Total 2

House Bill No. 798 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 89

Noes: Bennett, Cozzens, Ellison, Harp, Hurwitz, Nordtvedt, Sales, Stobie, Yardley.

Total 9

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 600 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bertelsen, Briggs, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McLane, Menahan, Moore, Mueller, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Mr. Speaker.

Total 71

Noes: Azzara, Bardanouve, Bergene, Brand, Brown, Conn, Dozier, Dussault, Fabrega, Harper, Harrington, Hart, Huennekens, Keedy, Kemmis, Kessler, Manuel, McBride, Metcalf, Meyer, Neuman, Oberg, Teague, Thoft, Vincent, Yardley, Zabrocki.

Total 27

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 725 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Brown, Kanduch, McBride, Nordtvedt, Pavlovich.

Total 5

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 701 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Brand, Keyser, Moore, Nordtvedt.

Total 4

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 703 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Daily, Donaldson, Dozier, Dussault, Ellison, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Shelden, Shontz, Sivertsen, Spilker, Stobie, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 79

Noes: Brand, Cozzens, Curtiss, Devlin, Ellerd, Ernst, Hannah, Harp, McLane, Moore, O'Hara, Sales, Schultz, Seifert, Smith, Switzer, Underdal, Winslow.

Total 18

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Mr. Speaker.

Total 1

House Bill No. 713 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 726 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, O'Hara, Pavlovich, Phillips,



Quilici, Robbins, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki, Mr. Speaker.

Total 84

Noes: Brand, Dozier, Keedy, Kitselman, McLane, Nordtvedt, Oberg, O'Connell, Pistoria, Roth, Roush, Teague, Winslow, Yardley.

Total 14

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 743 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 78

Noes: Briggs, Cozzens, Curtiss, Ellerd, Ernst, Eudaily, Harp, Hurwitz, Jacobsen, Keedy, Manuel, Mueller, O'Hara, Sales, Seifert, Switzer, Thoft, Underdal, Vinger, Winslow.

Total 20

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 748 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Jacobsen, Manuel, Ryan, Seifert.

Total 4

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Stobie.



Total 1

House Bill No. 749 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Lund.

Total 1

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Asay.

Total 1

House Bill No. 751 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Brand, Dozier, Ellerd, Hart, Manning, Nilson, Oberg, Ryan, Teague, Vinger.

Total 10

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Williams.

Total 1

House Bill No. 766 was passed by the following vote:

Ayes: Abrams, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McLane, Menahan, Meyer, Moore, Mueller, Nilson, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Roth, Roush, Ryan, Sales, Schultz, Seifert,

Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 73

Noes: Anderson, Azzara, Bardanouve, Bengtson, Brand, Brown, Daily, Dussault, Harper, Harrington, Hart, Huennekens, Keedy, Kessler, Manuel, McBride, Metcalf, Neuman, Oberg, Pavlovich, Quilici, Robbins, Vincent, Zabrocki.

Total 24

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Shontz.

Total 1

House Bill No. 774 failed to pass by the following vote:

Ayes: Anderson, Andreason, Asay, Bardanouve, Bergene, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ernst, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Hemstad, Holliday, Jacobsen, Kanduch, Keedy, Kemmis, Kessler, Kitselman, Kropp, Lory, Lund, McLane, Meyer, Mueller, O'Hara, Roth, Ryan, Sales, Seifert, Smith, Spilker, Switzer, Underdal, Vinger, Winslow, Yardley, Mr. Speaker.

Total 45

Noes: Abrams, Azzara, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Daily, Dozier, Dussault, Ellerd, Ellison, Eudaily, Harp, Harper, Harrington, Hart, Huennekens, Hurwitz, Iverson, Kennerly, Keyser, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Schultz, Shelden, Shontz, Sivertsen, Stobie, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Zabrocki.

Total 53

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 792 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Conn, Conroy, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Fabrega, Fagg, Feda, Gould, Hannah, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Lund, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Shelden, Shontz, Teague, Thoft, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 71

Noes: Andreason, Bertelsen, Cozzens, Curtiss, Ellerd, Eudaily, Hanson, Hurwitz, Keedy, Kitselman, Kropp, Lory, McLane, Moore, Mueller, Nordtvedt, Roth, Sales, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Wallin.

Total 26

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Matsko.

Total 1

House Bill No. 738 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Bardanouve, Bennett, Brand, Harper, Huennekens, Kessler.

Total 6

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Shelden.

Total 1

House Bill No. 595 was passed by the following vote:

Ayes: Andreason, Asay, Bengtson, Bennett, Brand, Briggs, Brown, Conroy, Cozzens, Curtiss, Daily, Devlin, Ellison, Ernst, Fabrega, Fagg, Feda, Gould, Hannah, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Kennerly, Kitselman, Kropp, Manning, Matsko, McLane, Meyer, Moore, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Roth, Roush, Ryan, Sales, Seifert, Shontz, Sivertsen, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Wallin, Zabrocki, Mr. Speaker.

Total 57

Noes: Abrams, Anderson, Azzara, Bardanouve, Bergene, Bertelsen, Conn, Donaldson, Dozier, Dussault, Ellerd, Eudaily, Hanson, Harper, Harrington, Hart, Huennekens, Keedy, Kemmis, Kessler, Keyser, Lory, Lund, Manuel, McBride, Menahan, Metcalf, Mueller, Oberg, O'Connell, Pistoria, Quilici, Robbins, Schultz, Shelden, Spilker, Vincent, Waldron, Williams, Winslow, Yardley.

Total 41

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 711 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko,



McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Vinger.

Total 1

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Joint Resolution No. 36 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Keedy.

Total 1

House Bill No. 364 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Conn, Conroy, Cozzens, Curtiss, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pistoria, Quilici, Roth, Ryan, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 76

Noes: Bennett, Brand, Brown, Daily, Devlin, Dussault, Ellerd, Hanson, Huennekens, Hurwitz, Kanduch, Kropp, Pavlovich, Phillips, Robbins, Roush, Sales, Seifert, Smith, Stobie, Teague, Zabrocki.

Total 22

Excused: Burnett, Jensen.



Total 2

Absent or not voting: None.

Total 0

House Bill No. 734 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Brand, Dussault, Keedy, Kemmis, Oberg, O'Connell, Pistoria.

Total 7

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 808 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 95

Noes: Brand, Yardley.

Total 2

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Sivertsen.

Total 1

House Bill No. 812 was passed by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning,

Manuel, Matsko, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Abrams, Bergene, Brand, Dussault, Gould, Hart, McBride, Metcalf, Nordtvedt, Oberg, Switzer, Teague.

Total 12

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 200 was passed by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 80

Noes: Abrams, Bengtson, Conroy, Curtiss, Daily, Ellerd, Kanduch, Moore, O'Connell, Pavlovich, Pistoria, Quilici, Sales, Seifert, Smith, Teague, Mr. Speaker.

Total 17

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Fagg.

Total 1

House Bill No. 770 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Lund.

Total 1

House Bill No. 781 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 760 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Briggs, Devlin, Ellerd, Ellison, Gould, Harp, Matsko, Roth, Ryan, Sales, Smith, Stobie, Switzer, Vinger.

Total 14

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 765 was passed by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman,



Kropp, Lund, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Spilker, Stobie, Switzer, Underdal, Vinger, Waldron, Williams, Winslow, Yardley, Mr. Speaker.  
Total 73

Noes: Abrams, Bardanouve, Brand, Curtiss, Gould, Hemstad, Huennekens, Kennerly, Lory, Manning, Menahan, Nilson, Nordtvedt, O'Connell, Pistoria, Roth, Seifert, Sivertsen, Smith, Teague, Vincent, Wallin, Zabrocki.  
Total 23

Excused: Burnett, Jensen.  
Total 2

Absent or not voting: Daily, Thoft.  
Total 2

House Bill No. 790 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 97

Noes: None.  
Total 0

Excused: Burnett, Jensen.  
Total 2

Absent or not voting: Curtiss.  
Total 1

House Bill No. 805 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 89

Noes: Bennett, Brand, Dozier, Lund, Metcalf, Neuman, Stobie, Switzer, Underdal.



Total 9

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 652 was passed by the following vote:

Ayes: Abrams, Andreason, Asay, Bengtson, Bennett, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Hemstad, Hurwitz, Iverson, Jensen, Kanduch, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Meyer, Moore, Mueller, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 63

Noes: Anderson, Azzara, Bardanouve, Bergene, Bertelsen, Brand, Conn, Dozier, Dussault, Gould, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, Shelden, Shontz, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 37

Paired: Burnett, Jensen, Ayes; Dussault, Kemmis, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

House Bill No. 762 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Ellerd, Mueller, Sales.

Total 3

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Nordtvedt.

Total 1

House Bill No. 794 was passed by the following vote:

Ayes: Andreason, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Conroy, Cozzens, Curtiss, Dozier, Dussault, Ellerd, Ernst,

Eudaily, Fabrega, Fagg, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, McBride, Menahan, Metcalf, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Quilici, Roth, Shelden, Underdal, Vincent, Waldron, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 53

Noes: Abrams, Asay, Bennett, Brown, Daily, Devlin, Donaldson, Ellison, Feda, Gould, Harp, Iverson, Jacobsen, Keyser, Kropp, Manning, Manuel, McLane, Meyer, Moore, Neuman, O'Connell, Phillips, Pistoria, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vinger, Wallin, Yardley.

Total 41

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Anderson, Conn, Matsko, Pavlovich.

Total 4

House Bill No. 811 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 815 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Briggs, Cozzens, Curtiss, Dozier, Hanson, Hurwitz, Kitselman, Nordtvedt, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer.

Total 14

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 819 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Switzer, Underdal.

Total 2

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 566 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Schultz, Smith.

Total 2

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 813 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson,



Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Bardanouve, Bennett, Daily, Dozier, Dussault, Hart, Keedy, McBride, Neuman, Nordtvedt, Sivertsen, Vincent.

Total 12

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Azzara.

Total 1

House Bill No. 824 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 773 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95



Noes: Daily, Quilici, Sales.

Total 3

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 796 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 806 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Bennett, Harp, Moore, Roth, Sales, Underdal.

Total 6

Excused: Burnett, Jensen.

Total 2

Absent or not voting: O'Hara.

Total 1

House Joint Resolution No. 41 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn,

Conroy, Cozzens, Curtiss, Daily, Devlin, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 87

Noes: Dozier, Dussault, Hart, Huennekens, Keedy, Metcalf, Oberg, Yardley.

Total 8

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Donaldson, Ellison, Shelden.

Total 3

House Bill No. 467 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Dussault, McBride, Moore, Nordtvedt.

Total 4

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Switzer.

Total 1

House Bill No. 727 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bergene, Brand, Brown, Conn, Curtiss, Daily, Donaldson, Dozier, Dussault, Eudaily, Fabrega, Fagg, Feda, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, Matsko, McBride, Metcalf, Meyer, Nilson, Oberg, O'Hara, Pavlovich, Quilici, Robbins, Roush, Shelden, Shontz, Spilker, Teague, Underdal, Waldron, Williams, Winslow, Yardley, Mr. Speaker.

Total 53

Noes: Asay, Bengtson, Bennett, Bertelsen, Briggs, Conroy, Cozzens, Devlin, Ellerd, Ellison, Ernst, Gould, Hannah, Hanson, Harp, Hurwitz, Kanduch, Keyser, Kitselman, Kropp, Lory, Lund, McLane, Menahan, Moore, Mueller, Neuman, Nordtvedt, O'Connell, Phillips, Pistoria, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Stobie, Switzer, Vincent, Vinger, Wallin, Zabrocki.

Total 44

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Thoft.

Total 1

Free Conference Committee Report on House Bill No. 94 was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Burnett, Jensen.

Total 2

Absent or not voting: Manuel.

Total 1

House Joint Resolution No. 45 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Brand, Hannah, Nilson.

Total 3

Excused: Burnett, Jensen.

Total 2

Absent or not voting: None.

Total 0

## MOTIONS

Representative Donaldson moved that he and Representatives Bengtson and Thoft be allowed to vote on the first eleven bills on Third Reading,

which they missed because they were at a legislative committee meeting, and that those votes be recorded in the journal. Motion carried.

The Speaker introduced Wayne Hemphill, Bill Mercer, Daphne Brickey, Matt Brass, Heather Craig, Tracy Anderson, J Cramer, Bill Dozier, and Mike Jennings, this week's pages, and thanked them for their services.

Representative Fagg moved that the House adjourn until 3:00 p.m., March 2, 1981.

Motion carried.

House adjourned at 3:32 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk





## FORTY-SIXTH LEGISLATIVE DAY

Helena, Montana  
March 2, 1981

House Chambers  
Capitol Building

House convened at 3:15 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Neuman, Ryan, Teague, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Forty-fifth Legislative Day, find the same to be correct.

SPILKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 3/2/81

Correctly enrolled - HB 21, HB 118, HB 341, HB 482.

Examined by the sponsor (Harrington) and found to be correct - HB 21.

Examined by the sponsor (Anderson) and found to be correct - HB 118.

Examined by the sponsor (Bardanoue) and found to be correct - HB 341, HB 482.

Signed by the Speaker at 4:00 p.m., 3/2/81 - HB 21, HB 118, HB 341, HB 482.

Delivered to the Governor for his approval at 4:50 p.m., 3/2/81 - HB 21, HB 118, HB 341, HB 482.

TAXATION (Nordtvedt, Chairman): 2/21/81

HB 288, do pass. Report adopted.

HB 629, second reading copy, be amended as follows:

1. Title, line 8.

Following: "ORES"

Insert: "AND CONCENTRATES"

2. Page 2, line 6.

Following: "ore"

Insert: ", concentrate,"

3. Page 2, line 10.

Following: "ore"

Insert: ", concentrate,"

4. Page 2, line 13.

Following: "ores,"

Insert: "concentrates,"

5. Page 2, line 17.

Following: "ores"

Insert: ", concentrates,"

6. Page 2, line 25.

Following: "ore"

Insert: ", concentrate,"

7. Page 3, lines 4 and 5.

Following: "ore" on line 4

Insert: "or concentrate"

Following: line 4

Strike: "the"

Following: "ore" on line 5

Insert: "or concentrate"

8. Page 4, line 4.

Following: "ore"

Insert: ", concentrate,"

9. Page 4, line 8.

Following: "ore"

Insert: "or concentrate"

10. Page 4, line 11.

Following: "ores,"

Insert: "concentrates,"

11. Page 4, line 15.

Following: "ores"

Insert: ", concentrates,"

12. Page 4, line 21.

Following: "ore"

Insert: "or concentrate"

13. Page 4, line 25 through line 1 on page 5.

Following: "ore" on line 25

Insert: "or concentrate"

Following: line 25 on page 4

Strike: "the" on line 1 on page 5

Following: "ore" on line 1 on page 5

Insert: "or concentrate"

And, as amended, do pass. Report adopted.

HB 763, do pass. Report adopted.

HB 775, do pass. Report adopted.

### REPORTS OF SELECT COMMITTEES

SELECT COMMITTEE ON WATER (Roth, Chairman):

2/25/81

SB 59, be concurred in. Report adopted.

### MESSAGES FROM THE GOVERNOR

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

February 26, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 2, 103, 122, 123, 124, 322.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives

February 27, 1981

State Capitol  
Helena, Montana 59620

Dear Mr. Speaker:

This is to inform you that I have signed the following measure this date:  
House Bill No. 23.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

February 27, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill 139, "A BILL FOR AN ACT TO REMOVE THE ANNUAL ELECTIONS OF FIRE DISTRICTS, HOSPITAL DISTRICTS, IRRIGATION DISTRICTS, AND DRAINAGE DISTRICTS FROM THE CONSOLIDATING PROVISIONS OF TITLE 13; TO PROVIDE THAT THE ELECTIONS FOR SUCH POLITICAL SUBDIVISIONS BE HELD ON SCHOOL ELECTION DAY, THE FIRST TUESDAY OF APRIL, EITHER IN COOPERATION WITH A SCHOOL DISTRICT OR AT ANOTHER CONVENIENT LOCATION WITHIN THE POLITICAL SUBDIVISION; TO PROVIDE FOR A MANNER OF CONDUCTING SUCH ELECTIONS, NAMING QUALIFIED ELECTORS, AND NOMINATING CANDIDATES FOR OFFICE; AMENDING SECTIONS 7-33-2106, 7-34-2116 THROUGH 7-34-2118, 13-1-104, 13-1-301, 13-1-302, 85-7-1702, 85-7-1710, 85-8-302, 85-8-304, AND 85-8-306, MCA; REPEALING SECTION 85-8-303, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE" without my signature and recommend the attached amendments.

I propose that in Section 13-1-104(3), (Section 6), an election administrator have the option to appoint a deputy election administrator rather than be required to do so. Also, as the proposed amendments indicate, the words "election administrator" have been added to certain sections of the bill in order to make the sections consistent with situations where the election administrator does not appoint a deputy.

Further, Section 13-1-104(3), (Section 6), provides that a deputy election administrator is responsible for the conduct of the annual election of a political subdivision, as provided by Section 8. Section 8 provides that a political subdivision may conduct its annual election at an annual meeting of the political subdivision or at another convenient location subject to 13-1-104(3). When sections 6 and 8 are read together a question arises as to the authority of the deputy election administrator to determine the conduct of an election.

The problem can be solved by inserting language in Section 8 which requires a political subdivision to secure the consent of the election or deputy election administrator when determining the conduct of an election.



This proposed amendment will allow the political subdivision and the election or deputy election administrator to work together to coordinate voting places for different special district elections when such coordination is desirable. This amendment assures that the election administrator actively participates in establishing the conduct of an election.

I urge your concurrence in these amendments.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENTS  
TO HOUSE BILL NO. 139

1. Page 2, line 18.  
Following: "the"  
Insert: "election administrator or"
2. Page 3, line 19.  
Following: "the"  
Insert: "election administrator or"
3. Page 6, line 4.  
Following: "administrator"  
Strike: "is responsible for"  
Insert: "may"
4. Page 6, line 5.  
Strike: "appointing"  
Insert: "appoint"
5. Page 6, line 7.  
Following: "Each"  
Insert: "election administrator or"
6. Page 7, line 20.  
Following: "The"  
Insert: "election administrator or"
7. Page 7, line 24.  
Following: "may"  
Insert: ", with the consent of the election or deputy election administrator,"
8. Page 8, line 3.  
Following: "The"  
Insert: "election administrator or"
9. Page 8, line 8.  
Following: "The"  
Insert: "election administrator or"
10. Page 8, line 15.  
Following: "the"  
Insert: "election administrator or"
11. Page 13, line 17.  
Following: "county"  
Insert: "election administrator or"

Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

Dear Mr. Speaker:

This is to inform you that I have signed the following measure this date:

House Bill No. 519.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

March 2, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear President Turnage and Speaker Marks:

In accordance with the power vested in me as Governor by the constitution and the laws of the State of Montana, I hereby veto House Bill No. 250, "AN ACT TO GENERALLY REDUCE PERSONAL INCOME TAX LIABILITY AND TO ADJUST THE AMOUNT OF EXEMPTION DEDUCTION BECAUSE OF A STATE BUDGET EXCESS; AMENDING SECTIONS 1, 3, 4, AND 5 OF INITIATIVE NO. 86 AND SECTION 9, CHAPTER 698, LAWS OF 1979; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

The Executive Budget submitted on January 12 incorporated my pledge to provide reductions of \$109 million to Montana taxpayers who need relief the most — the elderly, the middle and low income citizens, and the owners of personal vehicles. I intend to stand by that commitment.

The sponsor of HB 250 wrote me last week relative to the importance of "fiscal discipline" in state government. I have long recognized the need for fiscal discipline in and out of state government — it characterizes my form of management, motivated my candidacy for the office of governor and is a top priority of this administration.

The Legislature, too, must demonstrate its commitment to "fiscal discipline" by establishing, and sharing with my office and the people of Montana, responsible revenue estimates and spending levels for state government. Those amounts, which taken together represent the state budget, have not been made public by the Republican leadership. To the contrary, appropriations already approved by the legislative subcommittees, added to the cost of the Foundation Program initiated and supported by the House majority, *exceed my biennial general fund budget recommendations by at least \$40 million — and enactment of HB 250 would cost an additional \$24 million!*

I am deeply disappointed that the Republican leadership has rushed this legislation to my desk. Why? Because approval of significant tax reductions prior to agreement on revenue estimates and spending levels repudiates the doctrine of "fiscal discipline" advanced by Rep. Nordtvedt.

Last December we mutually pledged cooperation, and the first half of the 47th session has been remarkably, and rewardingly, free of confrontation and partisan rhetoric. Montana and Montanans are better off for that. That spirit of cooperation is now threatened in the very area where it is most vital — the state budget process. Despite repeated pleas, the Republican leadership has failed to provide a balanced budget package for public examination. I had hoped, and expected, that the tax proposals submitted by the governor would be accorded equal consideration in the legislative process. But look at the record.

	<u>Governor's Proposals</u>	<u>Legislative Action</u>
SB 337	Property tax relief for the elderly	None!
SB 355	Flat-fee vehicle licensing	None!
SB 356	Oil severance tax increase	None!
HB 559	Removal of surtax for 90% of Montana taxpayers	None!
HB 614	Amendments to tax indexing	None!
HB 757	School Foundation program	None!

On February 20, I respectfully requested the Republican leadership to defer action on HB 250 until we had a better idea of appropriation levels, and a clearer understanding of the impacts on Montana of the federal budget President Reagan will send to Congress on March 10. Announced federal cuts in Medicaid funding alone could cost the state \$10 million or more.

The unwillingness of the leadership to cooperate in budget matters speaks not of "fiscal discipline," but of partisan politics. The enactment of major tax legislation in advance of agreement on a balanced budget is unacceptable fiscally, however advantageous politically.

No governor is insensitive to the political consequences of his actions — particularly when he is placed in the awkward position of rejecting partisan legislation mislabeled as "tax relief." Political sensitivity, however, must always give way to political responsibility.

I am vetoing HB 250 and returning it to the legislature, knowing full well that action will return the personal exemption level to \$1,250. Responsible consideration of HB 614 can address that issue. The political game has been played, now let us sit down together and take a hard look at Montana's budget picture. Fiscal cooperation has worked well in session after session — it will work just as well in 1981.

Olive branches are impressive gestures, but gestures do not create balanced budgets — cooperation and hard work do. I am ready and anxious to begin.

Sincerely,

TED SCHWINDEN  
Governor

### MESSAGES FROM THE OTHER HOUSE

Senate Bills and Senate Joint Resolutions passed and transmitted to the House for concurrence: 2/25/81

Senate Bill No. 193, introduced by Haffey

Senate Bill No. 247, introduced by Regan, Himsl

Senate Bill No. 284, introduced by Stimatz

Senate Bill No. 314, introduced by M. Anderson

Senate Bill No. 334, introduced by M. Anderson

Senate Bill No. 354, introduced by S. Brown, Himsl

Senate Bill No. 367, introduced by Keating, Manley, Galt, et al.

Senate Bill No. 387, introduced by Himsl, S. Brown

Senate Bill No. 390, introduced by Himsl, S. Brown

Senate Bill No. 391, introduced by Himsl, S. Brown

Senate Bill No. 445, introduced by Hazelbaker

Senate Bill No. 449, introduced by Turnage, Himsl, Bardanouve

Senate Bill No. 465, introduced by Ochsner, Zabrocki, et al.

Senate Bill No. 467, introduced by P. Ryan

Senate Bill No. 468, introduced by Towe, Crippen, M. Anderson, Mazurek

Senate Bill No. 481, introduced by Story

Senate Joint Resolution No. 10, introduced by Norman

Senate Joint Resolution No. 15, introduced by Haffey, Menahan, et al.

Senate Joint Resolution No. 17, introduced by Jacobson, S. Brown, Stimatz, et al.

Senate Bills and Senate Joint Resolutions passed as amended and transmitted to the House for concurrence: 2/25/81

Senate Bill No. 15, introduced by Mazurek

Senate Bill No. 17, introduced by Thomas

Senate Bill No. 50, introduced by McCallum

Senate Bill No. 84, introduced by B. Brown

Senate Bill No. 109, introduced by Story

Senate Bill No. 129, introduced by Turnage, Norman

Senate Bill No. 131, introduced by Boylan

Senate Bill No. 155, introduced by McCallum, Keyser

Senate Bill No. 175, introduced by Ochsner

Senate Bill No. 183, introduced by Hammond, McCallum, Hafferman, et al.

Senate Bill No. 192, introduced by Elliott, McCallum

Senate Bill No. 195, introduced by Haffey

Senate Bill No. 207, introduced by Towe, D. Manning, Turnage, et al.

Senate Bill No. 208, introduced by Towe, Huennekens, Hurwitz, et al.

Senate Bill No. 215, introduced by Mazurek, S. Brown, et al.

Senate Bill No. 219, introduced by Towe, Huennekens, M. Anderson

Senate Bill No. 238, introduced by Story



Senate Bill No. 240, introduced by Hazelbaker

Senate Bill No. 246, introduced by Story

Senate Bill No. 253, introduced by Regan, Turnage

Senate Bill No. 258, introduced by S. Brown

Senate Bill No. 269, introduced by Conover, Ochsner, Towe

Senate Bill No. 272, introduced by Mazurek, Turnage, S. Brown, M. Anderson

Senate Bill No. 287, introduced by Manley, Conroy, et al.

Senate Bill No. 300, introduced by Kolstad, Lee, Goodover, et al.

Senate Bill No. 327, introduced by Hafferman, Conover, et al.

Senate Bill No. 335, introduced by Hazelbaker

Senate Bill No. 343, introduced by Aklestad, Underdal, Iverson, et al.

Senate Bill No. 362, introduced by Van Valkenburg

Senate Bill No. 370, introduced by M. Anderson, S. Brown

Senate Bill No. 376, introduced by S. Brown

Senate Bill No. 380, introduced by P. Ryan, Pavlovich, Hazelbaker, Manley, et al.

Senate Bill No. 397, introduced by S. Brown, Himsl

Senate Bill No. 412, introduced by S. Brown, Himsl

Senate Bill No. 418, introduced by Ochsner, Zabrocki

Senate Bill No. 426, introduced by Himsl, S. Brown

Senate Bill No. 442, introduced by S. Brown, Himsl

Senate Bill No. 450, introduced by McCallum

Senate Bill No. 452, introduced by Himsl, S. Brown

Senate Bill No. 461, introduced by Senate Taxation Committee

Senate Bill No. 462, introduced by Hager

Senate Bill No. 463, introduced by S. Brown, Himsl

Senate Bill No. 470, introduced by Stimatz

Senate Bill No. 475, introduced by Mazurek

Senate Bill No. 480, introduced by Healy, Haffey, Stimatz

Senate Bill No. 483, introduced by Senate Taxation Committee

Senate Joint Resolution No. 8, introduced by Keating, Turnage, Dover, et al.

Senate Joint Resolution No. 9, introduced by Turnage

Senate Joint Resolution No. 14, introduced by S. Brown

Senate Joint Resolution No. 19, introduced by Dover, Galt, Kolstad, et al.

Senate Joint Resolution No. 21, introduced by Healy, Spilker, Metcalf

Senate Joint Resolution No. 22, introduced by B. Brown, E. Smith

### MOTIONS

Representative Fagg moved that the rules be temporarily suspended to allow the Governor's proposed amendments to HB 139 to be considered on Second Reading this day, and that they be placed below HJR 33 on the Second Reading board. Motion carried unanimously.

Representative Fagg further moved that should the Governor's proposed amendments to HB 139 be concurred in on Second Reading, the rules be temporarily suspended to allow them to be heard on Third Reading this same day. There must be a final decision on these matters by March 7 because of election deadlines. Motion carried unanimously.

Representative Keyser moved that SB 170 and SB 171 be taken from the Committee on Local Government and rereferred to the Committee on Judiciary. Motion carried.

Representative Schultz moved that HB 820 be taken from the Committee on Taxation and rereferred to the Committee on Local Government. Motion carried.

Representative Ernst moved that consideration on SB 4 be passed until the 48th legislative day. Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 500, introduced by Lund, (By Request of the House Appropriations Committee). Referred to Committee on Appropriations.

HJR 46, introduced by Williams, Bengtson, Donaldson, Kolstad, Meyer, Schultz, Harrington, Menahan, Quilici, Lee, Daily, McCallum, Ochsner, E. Smith, S. Brown, M. Anderson, Etchart, Jacobson, Healy, Haffey, Stimatz, Van Valkenburg, Thomas, Johnson. Referred to Committee on Education and Cultural Resources.

HJR 47, introduced by Nilson, Devlin, Robbins, Jacobsen, Lee, McLane, Curtiss, Andreason, Daily, Ellison, Roush, Bengtson, E. Smith, Conover, Iverson, Stobie, J. Ryan, Manuel, C. Smith, R. Manning, Conroy, Dozier, Feda, Huennekens, Harrington, Galt, Etchart, Vinger, Kennerly, Marks, Matsko, Bertelsen, Asay, Burnett, Mueller, Bennett, Phillips, Boylan, Severson, Cozzens, Berg, Stimatz, Eck. Referred to Committee on Fish and Game.

The following Senate bills were introduced, read first time and referred to committees:

SB 15, introduced by Mazurek. Referred to Committee on State Administration.

SB 17, introduced by Thomas, (By Request of the Revenue Oversight Committee). Referred to Committee on Taxation.

SB 33, introduced by Goodover, (By Request of the Code Commissioner). Referred to Committee on Judiciary.

SB 50, introduced by McCallum, (By Request of the County Compensation Board). Referred to Committee on Local Government.

SB 84, introduced by B. Brown. Referred to Committee on Local Government.

SB 107, introduced by McCallum. Referred to Committee on Taxation.

SB 109, introduced by Story. Referred to Committee on State Administration.

- SB 129, introduced by Turnage, Norman. Referred to Committee on Business and Industry.
- SB 131, introduced by Boylan. Referred to Committee on Local Government.
- SB 155, introduced by McCallum, Keyser. Referred to Committee on State Administration.
- SB 175, introduced by Ochsner. Referred to Committee on Local Government.
- SB 183, introduced by Hammond, McCallum, Hafferman, Elliott, Ochsner, Story, Dover, Goodover, Crippen, Severson, Manley. Referred to Committee on Taxation.
- SB 192, introduced by Elliott, McCallum. Referred to Committee on Taxation.
- SB 193, introduced by Haffey, (By Request of the Department of Professional and Occupational Licensing). Referred to Committee on State Administration.
- SB 195, introduced by Haffey, (By Request of the Department of Professional and Occupational Licensing). Referred to Committee on State Administration.
- SB 207, introduced by Towe, D. Manning, Turnage, Thomas, B. Brown, (By Request of the Revenue Oversight Committee). Referred to Committee on Taxation.
- SB 208, introduced by Towe, Huennekens, Hurwitz, B. Brown, Turnage, Thomas, (By Request of the Revenue Oversight Committee). Referred to Committee on Taxation.
- SB 210, introduced by Senate Taxation Committee. Referred to Committee on Taxation.
- SB 215, introduced by Mazurek, S. Brown, Hazelbaker, J. O'Hara. Referred to Committee on Local Government.
- SB 217, introduced by S. Brown, (By Request of the Legislative Audit Committee). Referred to Committee on State Administration.
- SB 219, introduced by Towe, Huennekens, M. Anderson. Referred to Committee on Judiciary.
- SB 231, introduced by Elliott, (By Request of the Department of Revenue). Referred to Committee on Taxation.
- SB 235, introduced by Galt, Graham, Goodover, Kolstad, Story, Hafferman. Referred to Committee on State Administration.
- SB 238, introduced by Story. Referred to Committee on Judiciary.
- SB 240, introduced by Hazelbaker, (By Request of the Montana Department of Insurance). Referred to Committee on Judiciary.
- SB 246, introduced by Story. Referred to Committee on Judiciary.
- SB 247, introduced by Regan, Himsl. Referred to Committee on Business and Industry.
- SB 253, introduced by Regan, Turnage, (By Request of the Department of Social and Rehabilitation Services). Referred to Committee on Judiciary.
- SB 258, introduced by S. Brown, (By Request of the Office of the Governor). Referred to Committee on State Administration.
- SB 269, introduced by Conover, Ochsner, Towe. Referred to Committee on Taxation.
- SB 272, introduced by Mazurek, Turnage, S. Brown, M. Anderson, (By Request of the Department of Revenue). Referred to Committee on Judiciary.
- SB 273, introduced by Hazelbaker, Turnage, Story. Referred to Committee on State Administration.
- SB 276, introduced by Galt, Hafferman, Story, Hammond, Aklestad. Referred to Committee on State Administration.



SB 277, introduced by Van Valkenburg, (By Request of the Department of Institutions). Referred to Committee on Judiciary.

SB 279, introduced by Goodover, Fabrega, Lee, Meyer, Kolstad, Keating, Matsko, Hazelbaker, P. Ryan, Johnson, Norman. Referred to Committee on Taxation.

SB 284, introduced by Stimatz, (By Request of the Department of Community Affairs). Referred to Committee on Taxation.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Harrington in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Harper moved that the Governor's Amendments to HB 76 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Neuman, Ryan, Teague.

Total 3

Absent or not voting: Curtiss, Hurwitz, Sivertsen, Stobie.

Total 4

That HJR 23 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93



Noes: Roth.

Total 1

Excused: Neuman, Ryan, Teague.

Total 3

Absent or not voting: Lund, Stobie, Switzer.

Total 3

That HJR 25 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 78

Noes: Bennett, Burnett, Conroy, Curtiss, Devlin, Hannah, Hurwitz, Jensen, McLane, Moore, Sales, Seifert, Smith, Vinger.

Total 14

Excused: Neuman, Ryan, Teague.

Total 3

Absent or not voting: Ernst, Feda, Harp, Roth, Stobie.

Total 5

That HJR 27 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Burnett, Sales.

Total 2

Excused: Neuman, Ryan, Teague.

Total 3

Absent or not voting: Devlin, Hurwitz, Jensen, Marks, Stobie.

Total 5

That HJR 33 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn,

Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Burnett, Ellerd, Hannah, Hemstad, Hurwitz, Sales, Smith.

Total 7

Excused: Neuman, Ryan, Teague.

Total 3

Absent or not voting: Devlin, Ellison, Manning, Switzer.

Total 4

Representative Thoft moved that the Governor's Amendments to HB 139 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: None.

Total 0

Excused: Neuman, Ryan, Teague.

Total 3

Absent or not voting: Lund, Metcalf.

Total 2

Representative Shelden moved that SB 62 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Neuman, Ryan, Teague.

Total 3

Absent or not voting: Cozzens, Curtiss, Donaldson, Lund, Metcalf, Stobie.

Total 6

Representative Eudaily moved that SB 67 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Azzara, Brand, Kemmis.

Total 3

Excused: Neuman, Ryan, Teague.

Total 3

Absent or not voting: Cozzens, Donaldson, Dozier, Kessler, Metcalf, Roth, Stobie.

Total 7

Representative O'Connell excused at this time.

Representative Gould moved that SB 79 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Schultz, Seifert, Shontz, Sivertsen, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Burnett, Hannah, Hurwitz, Keedy, Moore, Oberg, O'Hara, Roth, Sales, Shelden, Smith.

Total 11

Excused: Neuman, O'Connell, Ryan, Teague.

Total 4

Absent or not voting: Bennett, Manuel, Nordtvedt, Stobie.

Total 4

Representative Harper moved that SB 128 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Bengtson, Keedy, Kemmis, Moore, Smith.

Total 5

Excused: Neuman, O'Connell, Ryan, Teague.

Total 4

Absent or not voting: Burnett, Manning, Manuel, Shelden, Stobie.

Total 5

Representative Harper moved that SB 132 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Neuman, O'Connell, Ryan, Teague.

Total 4

Absent or not voting: Shontz, Stobie.

Total 2

Representative Devlin moved that SB 136 be concurred in. Representative Bardanouve made a substitute motion that consideration on SB 136 be passed for the day. Motion carried.

Representative Brown excused at this time.

Representative Oberg moved that SB 168 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd,



Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Brand.

Total 1

Excused: Brown, Neuman, O'Connell, Ryan, Teague.

Total 5

Absent or not voting: Lund, Sivertsen.

Total 2

Representative Oberg moved that SB 169 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Berteisen, Briggs, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Brand, Burnett, Hannah, Roth.

Total 4

Excused: Brown, Neuman, O'Connell, Ryan, Teague.

Total 5

Absent or not voting: Lund, Sivertsen.

Total 2

Representative Kanduch moved that SB 185, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Brand, Moore.

Total 2

Excused: Brown, Neuman, O'Connell, Ryan, Teague.

Total 5

Absent or not voting: Devlin, Sivertsen.

Total 2

Representative Metcalf moved that SB 186 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Conn, Conroy, Cozzens, Curtiss, Daily, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 88

Noes: Brand, Burnett, Moore.

Total 3

Excused: Brown, Neuman, O'Connell, Ryan, Teague.

Total 5

Absent or not voting: Devlin, Donaldson, Manuel, Winslow.

Total 4

Representative Shontz moved that SB 296 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Conn, Conroy, Cozzens, Curtiss, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 84

Noes: Brand, Burnett, Dussault, Hannah, Moore, Smith, Winslow.

Total 7

Excused: Brown, Neuman, O'Connell, Ryan, Teague.

Total 5

Absent or not voting: Abrams, Daily, Devlin, Manning.

Total 4

Representative Wallin moved that SB 304 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens,

Curtiss, Daily, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Brand, Keyser, Moore.

Total 3

Excused: Brown, Neuman, O'Connell, Ryan, Teague.

Total 5

Absent or not voting: Azzara, Devlin, Dozier, Huennekens, Marks, Meyer.

Total 6

Representative Zabrocki moved that SB 346 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Conn, Cozzens, Daily, Dozier, Dussault, Ellerd, Ellison, Eudaily, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kitselman, Kropp, Lory, Manning, Manuel, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Pavlovich, Pistoria, Robbins, Roush, Seifert, Shelden, Shontz, Sivertsen, Switzer, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 58

Noes: Asay, Bennett, Brand, Burnett, Conroy, Curtiss, Donaldson, Ernst, Fabrega, Fedra, Hannah, Hurwitz, Jacobsen, Kessler, Keyser, Marks, Matsko, McBride, Moore, O'Hara, Phillips, Quilici, Roth, Sales, Schultz, Smith, Spilker, Stobie, Thoft, Underdal, Vincent, Winslow.

Total 32

Excused: Brown, Neuman, O'Connell, Ryan, Teague.

Total 5

Absent or not voting: Devlin, Fagg, Harp, Lund, Oberg.

Total 5

That the Committee rise and report. (Harrington, Chairman). Report adopted. (88-2)

### THIRD READING OF BILLS

The following bill having been read three several times, title and history agreed to, was disposed of in the following manner:

Governor's Amendments to House Bill No. 139 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride,

McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Brown, Neuman, O'Connell, Ryan, Teague.

Total 5

Absent or not voting: Burnett, Devlin.

Total 2

Representative Fagg moved that the House adjourn until 4:00 p.m., March 3, 1981.

Motion carried.

House adjourned at 5:55 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk





## FORTY-SEVENTH LEGISLATIVE DAY

Helena, Montana  
March 3, 1981

House Chambers  
Capitol Building

House convened at 4:10 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Fagg, Gould, Neuman, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Forty-sixth Legislative Day, find the same to be correct.

SPILKER, Chairman

### SPECIAL ORDERS OF THE DAY

At the request of Representative Lund, the House observed a moment of silence in memory of former state Senator Stanley Nees of Poplar, whose funeral was held today.

Nees, a Democrat, was a state senator from 1957 to 1975, serving as chairman of the Senate Taxation Committee beginning in 1965.

Chosen president pro tempore of the Senate in 1972 for the period between sessions, he acted as governor for some 25 days during times when Governor Forrest Anderson was out of state.

The 77-year-old Nees was found shot to death at his home in Poplar on Thursday afternoon.

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 3/3/81  
Correctly printed - HB 288, HB 629, HB 763, HB 775.  
Correctly engrossed - HJR 23.  
Considered correctly engrossed - HJR 25, HJR 27, HJR 33.

BUSINESS AND INDUSTRY (Fabrega, Chairman): 3/3/81  
SB 90, be concurred in. Report adopted.  
SB 91, be concurred in. Report adopted.  
SB 143, be concurred in. Report adopted.

### MESSAGES FROM THE OTHER HOUSE

Free Conference Committee Report adopted: 3/3/81

Free Conference Committee Report on House Bill No. 94

Governor's Amendments to House Bill concurred in and returned to the House: 3/3/81

Governor's Amendments to House Bill No. 139, introduced by Thoft, Bengtson, Robbins, et al.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 829, introduced by Moore. Referred to Committee on Appropriations.

HB 831, introduced by Shontz, Tveit, Donaldson, Hart, Etchart, Jacobsen, Zabrocki, E. Smith, Switzer. Referred to Committee on Appropriations.

HJR 48, introduced by D. O'Hara, Spilker, Fagg, Fabrega, Nordtvedt. Referred to Committee on Business and Industry.

The following Senate bills were introduced, read first time and referred to committees:

SB 287, introduced by Manley, Conroy, Graham, Galt. Referred to Committee on Judiciary.

SB 288, introduced by S. Brown. Referred to Committee on Judiciary.

SB 289, introduced by Lee. Referred to Committee on Judiciary.

SB 294, introduced by Hammond, Story, Johnson, Hafferman. Referred to Committee on State Administration.

SB 300, introduced by Kolstad, Lee, Goodover, Graham, Hurwitz, Galt, Aklestad, Nelson, Sivertsen, Bertelsen, Iverson, Harp, Vinger. Referred to Committee on Appropriations.

SB 314, introduced by M. Anderson, (By Request of the Insurance Department). Referred to Committee on Business and Industry.

SB 320, introduced by Halligan, Graham, Berg, Boylan. Referred to Committee on Fish and Game.

SB 327, introduced by Hafferman, Conover, Manley, Keating, Stephens, E. Smith, McCallum. Referred to Committee on Natural Resources.

SB 334, introduced by M. Anderson, (By Request of the Insurance Department). Referred to Committee on Business and Industry.

SB 335, introduced by Hazelbaker, (By Request of the Insurance Department). Referred to Committee on Business and Industry.

SB 343, introduced by Aklestad, Underdal, Iverson, Kolstad, Hammond, Roth. Referred to Committee on Local Government.

SB 354, introduced by S. Brown, Himsl, (By Request of the Legislative Audit Committee). Referred to Committee on State Administration.

SB 362, introduced by Van Valkenburg. Referred to Committee on Local Government.

SB 367, introduced by Keating, Manley, Galt, Hammond, Eck. Referred to Committee on Natural Resources.

SB 370, introduced by M. Anderson, S. Brown. Referred to Committee on Business and Industry.

SB 376, introduced by S. Brown. Referred to Committee on Natural Resources.

SB 377, introduced by Berg, (By Request of the Office of the Governor). Referred to Committee on Taxation.

SB 380, introduced by P. Ryan, Pavlovich, Hazelbaker, Manley, Meyer, Mazurek, Thomas, Van Valkenburg. Referred to Committee on Judiciary.

SB 381, introduced by Stephens, Turnage, Smith, Kolstad. Referred to Committee on Judiciary.

SB 385, introduced by Boylan, Kanduch. Referred to Committee on State Administration.

SB 387, introduced by Himsl, S. Brown, (By Request of the Legislative Audit Committee). Referred to Committee on State Administration.

SB 390, introduced by Himsl, S. Brown, (By Request of the Legislative Audit Committee). Referred to Committee on Human Services.

SB 391, introduced by Himsl, S. Brown, (By Request of the Legislative Audit Committee). Referred to Committee on Human Services.

SB 392, introduced by S. Brown, Himsl, (By Request of the Legislative Audit Committee). Referred to Committee on Business and Industry.

SB 396, introduced by S. Brown, Himsl, (By Request of the Legislative Audit Committee). Referred to Committee on Human Services.

- SB 397, introduced by S. Brown, Himsl, (By Request of the Legislative Audit Committee). Referred to Committee on Human Services.
- SB 398, introduced by S. Brown, Himsl, (By Request of the Legislative Audit Committee). Referred to Committee on Human Services.
- SB 405, introduced by Regan. Referred to Committee on State Administration.
- SB 412, introduced by S. Brown, Himsl, (By Request of the Legislative Audit Committee). Referred to Committee on State Administration.
- SB 413, introduced by Severson, E. Smith. Referred to Committee on Fish and Game.
- SB 418, introduced by Ochsner, Zabrocki, (By Request of the Department of Professional and Occupational Licensing). Referred to Committee on Human Services.
- SB 419, introduced by Blaylock. Referred to Committee on Judiciary.
- SB 424, introduced by Himsl, S. Brown, (By Request of the Legislative Audit Committee). Referred to Committee on State Administration.
- SB 426, introduced by Himsl, S. Brown, (By Request of the Legislative Audit Committee). Referred to Committee on Human Services.
- SB 427, introduced by S. Brown, Himsl, (By Request of the Legislative Audit Committee). Referred to Committee on Human Services.
- SB 428, introduced by Keating, J. O'Hara, Winslow, D. O'Hara. Referred to Committee on Labor and Employment Relations.
- SB 432, introduced by Van Valkenburg, Quilici, Story, Fabrega, Hazelbaker, Kemmis, Shontz, Lory, (By Request of the Office of the Governor). Referred to Committee on State Administration.
- SB 434, introduced by Tveit. Referred to Committee on Highways and Transportation.
- SB 442, introduced by S. Brown, Himsl, (By Request of the Legislative Audit Committee). Referred to Committee on Local Government.
- SB 445, introduced by Hazelbaker, (By Request of the Senate Business and Industry Committee). Referred to Committee on Business and Industry.
- SB 449, introduced by Turnage, Himsl, Bardanouve, (By Request of the Senate Legislative Administration Committee). Referred to Committee on State Administration.
- SB 450, introduced by McCallum. Referred to Committee on State Administration.
- SB 452, introduced by Himsl, S. Brown, (By Request of the Legislative Audit Committee). Referred to Committee on Human Services.
- SB 455, introduced by Johnson, (By Request of the Office of the Secretary of State). Referred to Committee on State Administration.
- SB 461, introduced by Goodover, Towe, McCallum, Norman, (By Request of the Senate Taxation Committee). Referred to Committee on Business and Industry.
- SB 462, introduced by Hager, (By Request of the Senate Committee on Highways and Transportation). Referred to Committee on Highways and Transportation.
- SB 463, introduced by S. Brown, Himsl, (By Request of the Legislative Audit Committee). Referred to Committee on State Administration.
- SB 465, introduced by Ochsner, Zabrocki, Devlin, Conover. Referred to Committee on Local Government.
- SB 467, introduced by P. Ryan, (By Request of the Department of Professional and Occupational Licensing). Referred to Committee on State Administration.
- SB 468, introduced by Towe, Crippen, M. Anderson, Mazurek, (By Request of the Senate Judiciary Committee). Referred to Committee on Judiciary.
- SB 470, introduced by Stimatz. Referred to Select Committee on Water.



- SB 475, introduced by Mazurek. Referred to Committee on Judiciary.
- SB 479, introduced by Crippen, S. Brown, (By Request of the Senate Judiciary Committee). Referred to Committee on Judiciary.
- SB 480, introduced by Healy, Haffey, Stimatz. Referred to Committee on Human Services.
- SB 481, introduced by Story, (By Request of the Senate Committee on State Administration). Referred to Committee on State Administration.
- SB 483, introduced by Goodover, Towe, Norman, Nordtvedt, Sivertsen, Turnage, (By Request of the Senate Committee on Taxation). Referred to Committee on Taxation.
- SJR 8, introduced by Keating, Turnage, Dover, Quilici, Galt, Daily, Mazurek, P. Ryan, J. O'Hara, Moore, Thomas, Haffey, Elliott. Referred to Committee on State Administration.
- SJR 9, introduced by Turnage. Referred to Committee on State Administration.
- SJR 10, introduced by Norman, (By Request of the Senate Committee on Taxation). Referred to Committee on Taxation.
- SJR 13, introduced by S. Brown, McCallum. Referred to Committee on Education and Cultural Resources.
- SJR 14, introduced by S. Brown. Referred to Committee on Natural Resources.
- SJR 15, introduced by Haffey, Menahan, Kanduch, Daily, Dozier, Pavlovich, Halligan, Quilici, Jacobson, Regan, Blaylock, Norman, Stimatz, Mazurek, Robbins, R. Manning, Kemmis, Bertelsen, Teague, Harrington, Bennett, Healy. Referred to Committee on State Administration.
- SJR 17, introduced by Jacobson, S. Brown, Stimatz, Healy, Haffey, Harrington, Daily, Pavlovich, Quilici, D. Brown. Referred to Committee on Natural Resources.
- SJR 19, introduced by Dover, Galt, Kolstad, Smith, Conroy, Hurwitz, Curtiss, Ellison, Marks, Cozzens, Nordtvedt, Burnett, Spilker, Devlin, Hannah, Winslow, D. O'Hara, Iverson, Switzer, Schultz, Briggs, Roth. Referred to Committee on State Administration.
- SJR 20, introduced by Crippen, J. O'Hara, Berg, Halligan, Olson, B. Brown, Tveit, Mazurek, M. Anderson, S. Brown, (By Request of the Senate Judiciary Committee). Referred to Committee on Judiciary.
- SJR 21, introduced by Healy, Spilker, Metcalf, (By Request of the Capitol Building and Planning Committee). Referred to Committee on Legislative Administration.
- SJR 22, introduced by B. Brown, E. Smith. Referred to Committee on Education and Cultural Resources.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Spilker moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Keyser in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

That HB 288 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett,

Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 93

Noes: None.

Total 0

Excused: Fagg, Gould, Neuman.

Total 3

Absent or not voting: Lund, Stobie, Thoft, Vinger.

Total 4

That HB 629 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 95

Noes: Burnett.

Total 1

Excused: Fagg, Gould, Neuman.

Total 3

Absent or not voting: Briggs.

Total 1

That HB 763 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 93

Noes: Hurwitz.

Total 1

Excused: Fagg, Gould, Neuman.

Total 3

Absent or not voting: Donaldson, Moore, Shelden.

Total 3

That HB 775 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Sales.

Total 1

Excused: Fagg, Gould, Neuman.

Total 3

Absent or not voting: Asay, Conroy, Keedy, Stobie.

Total 4

Representative Robbins moved that SB 59 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bennett, Bergene, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Waldron, Williams, Yardley, Zabrocki.

Total 71

Noes: Andreason, Bardanouve, Bertelsen, Brand, Devlin, Donaldson, Hannah, Hanson, Harp, Keedy, Keyser, Moore, Oberg, O'Hara, Shontz, Switzer, Vincent, Vinger, Wallin.

Total 19

Excused: Fagg, Gould, Neuman.

Total 3

Absent or not voting: Bengtson, Burnett, Harrington, Marks, Quilici, Shelden, Winslow.

Total 7

Representative Devlin moved that SB 136 be concurred in. Motion carried by the following vote:



Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Bennett, Curtiss, Keyser, Hannah, Robbins, Vinger.

Total 6

Excused: Fagg, Gould, Neuman.

Total 3

Absent or not voting: Burnett, Hurwitz.

Total 2

That the Committee rise and report. (Keyser, Chairman). Report adopted. (92-0)

### THIRD READING OF BILLS

The following bill having been read three several times, title and history agreed to, was disposed of in the following manner:

Governor's Amendments to House Bill No. 76 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Fagg, Gould, Neuman.

Total 3

Absent or not voting: Hurwitz, Underdal.

Total 2

Representative Spilker moved that the House adjourn until 4:00 p.m., March 4, 1981.

Motion carried.

House adjourned at 4:55 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk





## FORTY-EIGHTH LEGISLATIVE DAY

Helena, Montana  
March 4, 1981

House Chambers  
Capitol Building

House convened at 4:05 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Gould, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Forty-seventh Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman):

3/4/81

Correctly engrossed - HB 629.

Considered correctly engrossed - HB 288, HB 763, HB 775.

Correctly enrolled - HB 94, HB 139.

Examined by the sponsor (Lund) and found to be correct - HB 94.

Examined by the sponsor (Thoft) and found to be correct - HB 139.

Signed by the Speaker at 3:20 p.m., 3/4/81 - HB 94, HB 139.

FISH AND GAME (Ellison, Chairman):

3/3/81

SB 103, be concurred in. Report adopted.

SB 459, third reading copy, be amended as follows:

1. Page 12, line 20.

Following: "affidavit"

Strike: "on a form provided"

2. Page 12, line 21.

Following: line 20

Strike: "department by"

3. Page 13, line 5.

Following: "appropriate"

Strike: "federal"

4. Page 13, line 22.

Following: "made"

Insert: "in"

And, as amended, be concurred in. Report adopted.

JUDICIARY (Keyser, Chairman):

3/3/81

SB 24, be concurred in. Report adopted.

SB 27, be concurred in. Report adopted.

SB 29, third reading copy, be amended as follows:

1. Title, line 5.

Following: "NEAR"

Insert: "EXISTING"

2. Title, line 7.

Following: line 6

Strike: "THAT HAVE EXISTED FOR 1 YEAR OR MORE"

3. Title, lines 8 and 9.

Following: "NORMAL" on line 8

Strike: remainder of line 8 through "MANURE" on line 9  
 Insert: "OPERATION THEREOF"

4. Page 2, lines 2 and 3.

Following: "normal" on line 2

Strike: remainder of line 2 through "manure" on line 3

Insert: "operation thereof"

5. Page 2, lines 6 and 7.

Following: "operation" on line 6

Strike: remainder of line 6 through "more" on line 7

Insert: "longer than the complaining resident has been in possession or commercial establishment has been in operation"

6. Page 3, lines 7 and 8.

Following: "normal" on line 7

Strike: remainder of line 7 through "manure" on line 8

Insert: "operation thereof"

7. Page 3, lines 11 and 12.

Following: "operation" on line 11

Strike: remainder of line 11 through "more" on line 12

Insert: "longer than the complaining resident has been in possession or commercial establishment has been in operation"

And, as amended, be concurred in. Report adopted.

SB 36, third reading copy, be amended as follows:

3/4/81

1. Page 2, line 11.

Following: "If"

Insert: "there are"

Following: "no"

Insert: "valid"

2. Page 2, lines 12 and 13.

Following: "townsite"

Strike: "have been filed"

3. Page 2, line 21.

Following: "for"

Strike: "any land in the townsite where"

4. Page 2, lines 22 and 23.

Following: "lot"

Strike: "is located other than for streets, alleys, parks or school sites"

And, as amended, be concurred in. Report adopted.

SB 38, be concurred in. Report adopted.

SB 43, be concurred in. Report adopted.

SB 63, be concurred in. Report adopted.

SB 75, be concurred in. Report adopted.

SB 83, third reading copy, be amended as follows:

1. Title, line 6.

Following: ";

Strike: "AND"

Following: "THEREFOR"

Insert: "AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 2.

Following: line 14

Insert: "Section 2. Effective date. This act is effective on passage and approval."

And, as amended, be concurred in. Report adopted.

LOCAL GOVERNMENT (Bertelsen, Chairman): 3/4/81

SB 28, be concurred in. Report adopted.

SB 69, be concurred in. Report adopted.

STATE ADMINISTRATION (Feda, Chairman): 3/4/81

SB 74, be concurred in. Report adopted.

SB 100, be concurred in. Report adopted.

TAXATION (Nordtvedt, Chairman): 3/4/81

HB 18, introduced bill, be amended as follows:

1. Title, line 7.

Following: "MCA"

Insert: "; AND PROVIDING AN APPLICABILITY DATE"

2. Page 2, line 6.

Following: "year"

Insert: "in excess of his interest expense for the taxable year, excluding interest expense on a principal residence,"

3. Page 3.

Following: line 14

Insert: "Section 2. Applicability. This act applies to taxable years beginning after December 31, 1980."

And, as amended, do pass. Report adopted.

HB 293, introduced bill, be amended as follows:

1. Page 1, line 17.

Following: "5"

Strike: "40"

Insert: "20"

2. Page 2, line 3.

Following: "~~15%~~"

Strike: "50%"

Insert: "20%"

3. Page 2, line 19.

Following: "use"

Insert: ", as determined in section 1,"

And, as amended, do pass. Report adopted.

HB 804, do pass. Report adopted.

## MOTIONS

Representative Jensen moved that the rules be temporarily suspended to allow him to introduce a House joint resolution late. Motion carried unanimously.

Representative Moore moved that consideration on HB 43 be passed until the 55th legislative day. Motion carried.

Representative Fabrega moved that SB 452 be taken from the Committee on Human Services and rereferred to the Committee on Business and Industry. Motion carried.



Representative Thoft moved that consideration on SB 4 be passed until the 66th legislative day. Motion carried. (76-20)

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following bills were introduced, read first time and referred to committees:

HB 832, introduced by Donaldson. Referred to Committee on Appropriations.

HB 833, introduced by Moore. Referred to Committee on Appropriations.

HB 834, introduced by Fabrega, Goodover. Referred to Committee on Taxation.

HB 835, introduced by D. O'Hara. Referred to Committee on Taxation.

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Mueller in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Fabrega moved that SB 90 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 95

Noes: Brand, Sales, Vinger.  
Total 3

Excused: Gould.  
Total 1

Absent or not voting: Harp.  
Total 1

Representative Fabrega moved that SB 91 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harp, Harper, Harrington,

Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Brand, Kropp, Nordtvedt, Roth, Ryan, Sales, Smith, Stobie, Underdal.

Total 9

Excused: Gould.

Total 1

Absent or not voting: Andreason, Huennekens, Hurwitz, Lund, Marks.

Total 5

Representative Fabrega moved that SB 143 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 91

Noes: Brand, Kropp, Roth, Sales, Smith, Stobie, Vinger.

Total 7

Excused: Gould.

Total 1

Absent or not voting: Williams.

Total 1

That the Committee rise and report. (Mueller, Chairman). Report adopted. (94-2)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Joint Resolution No. 23 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Corn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson,

Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Bennett, Burnett, Hannah.

Total 3

Excused: Gould.

Total 1

Absent or not voting: Quilici, Shontz.

Total 2

House Joint Resolution No. 25 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Schultz, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 77

Noes: Asay, Bennett, Burnett, Conroy, Devlin, Ellerd, Feda, Hannah, Hurwitz, Kropp, McLane, Moore, Roth, Ryan, Sales, Seifert, Smith, Stobie, Switzer, Vinger, Winslow, Mr. Speaker.

Total 22

Excused: Gould.

Total 1

Absent or not voting: None.

Total 0

House Joint Resolution No. 27 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: Burnett, Jensen, Sales, Smith.

Total 4

Excused: Gould.

Total 1

Absent or not voting: Mr. Speaker.



Total 1

House Joint Resolution No. 33 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Asay, Burnett, Hannah, Hemstad, Hurwitz, Moore, Roth, Sales, Smith.

Total 9

Excused: Gould.

Total 1

Absent or not voting: Ellison.

Total 1

Senate Bill No. 62 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Brand, Conroy, Feda, Hurwitz, Lund.

Total 5

Excused: Gould.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 67 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman,



Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Kemmis.

Total 1

Excused: Gould.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 79 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Bardanouve, Burnett, Conroy, Hannah, Hurwitz, Keedy, Moore, Oberg, Ryan, Sales, Stobie, Vinger.

Total 12

Excused: Gould.

Total 1

Absent or not voting: Shelden.

Total 1

Senate Bill No. 128 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Brown, Ellison, Keedy, Kemmis, Moore, Vinger.

Total 6

Excused: Gould.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 132 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Gould.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 168 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Gould.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 169 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler,

Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Burnett, Hannah.

Total 2

Excused: Gould.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 185, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Brand, Moore.

Total 2

Excused: Gould.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 186 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Brand, Moore.



Total 2

Excused: Gould.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 296 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoht, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 90

Noes: Brand, Burnett, Dussault, Hannah, Moore, Roth, Smith, Winslow, Mr. Speaker.

Total 9

Excused: Gould.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 304 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoht, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Gould.

Total 1

Absent or not voting: Ellison.

Total 1

Senate Bill No. 346 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens,



Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kitselman, Kropp, Lory, Lund, Manuel, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Seifert, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: Bardanouve, Brand, Ellison, Hannah, Hanson, Hurwitz, Jacobsen, Kessler, Keyser, Manning, Matsko, McBride, Moore, Neuman, Oberg, Sales, Schultz, Shelden, Stobie, Underdal, Vincent, Mr. Speaker.

Total 22

Excused: Gould.

Total 1

Absent or not voting: None.

Total 0

Representative Fagg moved that the House adjourn until 4:00 p.m., March 5, 1981.

Motion carried.

House adjourned at 5:12 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## FORTY-NINTH LEGISLATIVE DAY

Helena, Montana  
March 5, 1981

House Chambers  
Capitol Building

House convened at 4:10 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Huennekens, Matsko, Sivertsen, Williams, excused; O'Connell, absent. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Forty-eighth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 3/5/81

Correctly printed - HB 18, HB 293, HB 804.

Delivered to the Governor for his approval at 4:25, 3/4/81 - HB 94, HB 139.

AGRICULTURE, LIVESTOCK AND IRRIGATION (Smith, Chairman):

3/2/81

SB 158, be concurred in. Report adopted.

SB 166, be concurred in. Report adopted. 3/4/81

BUSINESS AND INDUSTRY (Fabrega, Chairman):

3/4/81

SB 11, be concurred in. Report adopted.

SB 85, third reading copy, be amended as follows:

1. Page 1, line 16.

Following: "RAFFLE."

Insert: "A separate license shall be required for each raffle conducted."

And, as amended, be concurred in. Report adopted.

SB 249, be concurred in. Report adopted.

EDUCATION AND CULTURAL RESOURCES (Eudaily, Chairman):

3/4/81

SB 58, third reading copy, be amended as follows:

1. Title, line 8.

Following: "TO ACT;"

Insert: "ALLOWING A GRACE PERIOD FOR TRANSFER STUDENTS;"

2. Page 1, line 13.

Following: "required"

Insert: "— grace period for transfers"

Following: "~~(1)~~"

Insert: "(1)"

3. Page 1, line 15.

Following: "unless"

Strike: ", prior to enrollment,"

4. Page 1, line 16.

Following: "~~(a)~~"

Strike: "(1)"

Insert: "(a)"

5. Page 1, line 21.

Following: "~~(b)~~"

Strike: "(2)"

Insert: "~~(b)~~"

Following: "enrollment;"

Strike: "or"

6. Page 1, line 22.

Following: "~~(e)~~"

Strike: "(3)"

Insert: "(c)"

Following: "exemption"

Strike: ",,"

Insert: "; or"

7. Page 1.

Following: line 22

Insert: "(d) is a pupil transferring from another school district as provided in subsection (2)."

8. Page 2.

Following: line 1

Insert: "(2) A person who transfers from one school district to another has 30 calendar days after commencement of attendance at school to either complete immunization as specified in subsection (1)(a), commence immunization in the manner required by 20-5-404, or file for an exemption. If none of the foregoing actions is taken within 30 days, the transfer pupil is prohibited from further attendance until such action is taken."

And, as amended, be concurred in. Report adopted.

SB 262, be concurred in. Report adopted.

JUDICIARY (Keyser, Chairman):

3/5/81

SB 94, be concurred in. Report adopted.

SB 111, be concurred in. Report adopted.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Spilker, Chairman):

3/5/81

SB 264, third reading copy, be amended as follows:

1. Page 2, line 4.

Strike: "three"

Insert: "one"

Following: "~~trip~~"

Strike: "trips"

Insert: "trip"

2. Page 2.

Following: line 5

Insert: "(4) In addition to the mileage allowance provided for in subsection (3), legislators are entitled to two additional round trips to their place of residence during each session upon submittal of an appropriate claim for such mileage reimbursement to the office of legislative council."

Renumber: subsequent subsection

And, as amended, be concurred in. Report adopted.

SB 305, be concurred in. Report adopted.

NATURAL RESOURCES (Iverson, Chairman):

3/4/81

SB 165, be concurred in. Report adopted.

STATE ADMINISTRATION (Feda, Chairman):

3/5/81

SB 39, be concurred in. Report adopted.

SB 46, be concurred in. Report adopted.

SB 142, third reading copy, be amended as follows:

1. Page 2, lines 8 and 9.

Following: "authorized" on line 8

Insert: "the"

Following: "actual" on line 8

Strike: "and" through "expenses" on line 9

Insert: "cost of lodging in addition to a meal allowance"

2. Page 2, line 9.

Following: "\$70"

Strike: "\$95"

Insert: "\$30"

3. Page 2, line 18.

Following: "All"

Insert: "other"

And, as amended, be concurred in. Report adopted.

SB 257, third reading copy, second printing, be amended as follows:

1. Page 2, line 7.

Following: "authorized"

Insert: "the"

2. Page 2, lines 7 and 8.

Following: "actual" on line 7

Strike: "and" through "expenses" on line 8

Insert: "cost of lodging in addition to a meal allowance"

3. Page 2, line 8.

Following: "\$70"

Strike: "\$95"

Insert: "\$30"

4. Page 2, line 17.

Following: "All"

Insert: "other"

And, as amended, be concurred in. Report adopted.

TAXATION (Nordtvedt, Chairman):

3/5/81

HB 548, do pass. Report adopted.

HB 653, introduced bill, be amended as follows:

1. Title, line 7.

Following: "APPROPRIATIONS"

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE  
DATE"

2. Page 2, line 22.

Following: "reserve"

Strike: "fund"

Insert: "account"



3. Page 3, line 10.

Following: "reserve"

Strike: "fund"

Insert: "account"

4. Page 3, line 13.

Following: "Any"

Insert: "general fund"

5. Page 3, lines 18 through 21.

Following: "(4)"

Strike: remainder of lines 18 through 21

Insert: "The legislature through its budgeting process shall establish target reserve account balances for the end of the two fiscal years following a regular legislative session. Reserve account money in excess of the target amounts shall be transferred to the tax relief account."

6. Page 4, line 1.

Following: "the"

Strike: "following taxes:"

Insert: "mandatory county mill levy imposed under 20-9-501."

7. Page 4, lines 2 through 12.

Strike: lines 2 through 12 in their entirety

Insert: "(2) (a) Following the close of each fiscal year, the money in the tax relief account shall be allocated to the counties in the proportion that a county's population bears to the total population of the state to reduce the mandatory county mill levy imposed under 20-9-501. However, no allocation to a county shall exceed the total mandatory levy of that county under the provisions of 20-9-501. The balance in the tax relief account when a regular legislative session convenes shall be transferred to the general fund.

(b) The census taken under the direction of congress shall be the basis upon which the respective populations of the counties shall be determined; however, in the interim between censuses, the department shall use as such basis the most recent population estimates for counties published by the bureau of the census, United States department of commerce.

Section 5. Effective date. This act is effective on passage and approval."

And, as amended, do pass. Report adopted.

### MESSAGES FROM THE GOVERNOR

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

March 5, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measures March 4, 1981:

House Bill Nos. 21, 118, 341, 482.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

March 5, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measure this date:  
House Bill No. 139.

Sincerely,

TED SCHWINDEN  
Governor

### MESSAGES FROM THE OTHER HOUSE

House Bill indefinitely postponed and returned to the House: 3/5/81

House Bill No. 183, introduced by Fabrega, Regan, Goodover, et al.

House Bills not concurred in and returned to the House: 3/5/81

House Bill No. 108, introduced by Ellison, Keyser, et al.

House Bill No. 485, introduced by Hemstad, Meyer

### MOTIONS

Representative Mueller moved that SB 74, SB 100, and SB 103 be placed at the top of the Second Reading board. Motion carried.

Representative Fagg moved that consideration on SB 29, SB 36, SB 83, and SB 459 be passed for the day because the standing committee amendments had not yet been printed. Motion carried.

Representative Iverson moved that SB 123, the Sagebrush Rebellion bill, be taken from the Committee on Natural Resources and rereferred to the Committee on Agriculture at the request of the chief sponsor. Motion failed. (39-53)

Representative Feda moved that SB 396 be taken from the Committee on Human Services and rereferred to the Committee on State Administration. Motion carried.

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Switzer in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representatives Hannah and Hurwitz excused at this time.

Representative Mueller moved that SB 74 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 87

Noes: Burnett.

Total 1

Excused: Hannah, Huennekens, Hurwitz, Matsko, Sivertsen, Williams.

Total 6

Absent or not voting: Dussault, Feda, Kemmis, O'Connell, Pistoria, Quilici.

Total 6

Representative Mueller moved that SB 100 be concurred in. Representative Moore made a substitute motion that consideration on SB 100 be passed for the day. Motion carried. (49-39)

Representatives Sivertsen and Williams present at this time.

Representative Mueller moved that SB 103 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Hannah, Huennekens, Hurwitz, Matsko.

Total 4

Absent or not voting: Donaldson, Lund, Marks, Nordtvedt, O'Connell, Shelden, Sivertsen.

Total 7

Representative Yardley moved that SB 24 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin,

Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lory, Marks, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Stobie, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 73

Noes: Andreason, Asay, Ellison, Feda, Gould, Kanduch, Kropp, Lund, Manning, Manuel, McLane, Moore, Phillips, Smith, Switzer, Vinger.  
Total 16

Excused: Hannah, Huennekens, Hurwitz, Matsko.  
Total 4

Absent or not voting: Bardanouve, Bengtson, Kessler, Nordtvedt, O'Connell, Sivertsen, Teague.  
Total 7

Representative Dussault excused at this time.

Representative Keyser moved that SB 27 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 87

Noes: Ellison, Smith, Waldron.  
Total 3

Excused: Dussault, Hannah, Huennekens, Hurwitz, Matsko.  
Total 5

Absent or not voting: Bennett, Donaldson, Hemstad, Moore, O'Connell.  
Total 5

Representative Kessler moved that SB 28 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 85



Noes: Burnett, Curtiss, Switzer, Underdal.

Total 4

Excused: Dussault, Hannah, Huennekens, Hurwitz, Matsko.

Total 5

Absent or not voting: Conn, Ellison, Oberg, O'Connell, Roth, Thoft.

Total 6

Representative Yardley moved that SB 38 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanoue, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Seifert, Shelden, Sivertsen, Spilker, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 76

Noes: Andreason, Brand, Devlin, Manning, Pavlovich, Roth, Ryan, Smith, Stobie, Underdal, Vinger.

Total 11

Excused: Dussault, Hannah, Huennekens, Hurwitz, Matsko.

Total 5

Absent or not voting: Conroy, Donaldson, Hemstad, Keedy, Lund, Moore, O'Connell, Shontz.

Total 8

Representative Brown moved that SB 43 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Curtiss, Stobie.

Total 2

Excused: Dussault, Hannah, Huennekens, Hurwitz, Matsko.

Total 5

Absent or not voting: Bardanoue, Bertelsen, Donaldson, Jensen, Lund, Meyer, Moore, O'Connell, Shontz, Teague.

Total 10

Representative Dussault present at this time.

Representative Anderson moved that SB 63 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 88

Noes: None.  
Total 0

Excused: Hannah, Huennekens, Hurwitz, Matsko.  
Total 4

Absent or not voting: Donaldson, Hemstad, Jensen, Manuel, Moore, O'Connell, Shelden, Shontz.  
Total 8

Representative Kitselman moved that SB 69 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Azzara, Bengtson, Bennett, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Seifert, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.  
Total 74

Noes: Asay, Bardanouve, Bergene, Briggs, Devlin, Ellerd, Jacobsen, Kemmis, Lund, Nordtvedt, Pavlovich, Roth, Ryan, Schultz, Smith.  
Total 15

Excused: Hannah, Huennekens, Hurwitz, Matsko.  
Total 4

Absent or not voting: Abrams, Harrington, Manuel, O'Connell, Shelden, Stobie, Yardley.  
Total 7

That the Committee rise and report. (Switzer, Chairman). Representative Switzer moved the adoption of the Committee of the Whole Report. Representative Moore made a substitute motion to segregate SB 74 from the committee report. Motion carried. (77-12) Representative Seifert made a substitute motion to segregate SB 103 from the committee report for the purpose of amendment and that, as amended, report be adopted. Motion carried. (94-0)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 288 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Hannah, Huennekens, Hurwitz, Matsko.

Total 4

Absent or not voting: Conn, O'Connell.

Total 2

House Bill No. 629 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Burnett.

Total 1

Excused: Hannah, Huennekens, Hurwitz, Matsko.

Total 4

Absent or not voting: O'Connell.

Total 1

House Bill No. 763 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal,

Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki,  
Mr. Speaker.

Total 90

Noes: Briggs, Moore, Phillips, Schultz, Stobie.

Total 5

Excused: Hannah, Huennekens, Hurwitz, Matsko.

Total 4

Absent or not voting: O'Connell.

Total 1

House Bill No. 775 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Sales.

Total 1

Excused: Hannah, Huennekens, Hurwitz, Matsko.

Total 4

Absent or not voting: Keedy, O'Connell.

Total 2

Senate Bill No. 59 was concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 86

Noes: Andreason, Brand, Devlin, Keedy, Keyser, Neuman, Wallin, Yardley.

Total 8

Excused: Hannah, Huennekens, Hurwitz, Matsko.

Total 4

Absent or not voting: O'Connell, Thoft.

Total 2

Senate Bill No. 136 was concurred in by the following vote:



Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Spilker, Stobie, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Bennett, Burnett, Curtiss, Devlin, Ellison, Holliday, Keyser, Moore, Neuman, Shontz, Smith, Switzer, Teague, Vinger.

Total 14

Excused: Hannah, Huennekens, Hurwitz, Matsko.

Total 4

Absent or not voting: O'Connell.

Total 1

### MOTIONS

Representative Moore moved that SB 74 and SB 100 be taken from Second Reading and rereferred to the Committee on Appropriations. Motion carried.

### UNFINISHED BUSINESS

The Speaker appointed the following representatives to the Legislative Council:

Hurwitz  
Spilker  
Manuel  
Vincent

Representative Fagg moved that the House adjourn until 4:00 p.m., March 6, 1981.

Motion carried.

House adjourned at 6:02 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## FIFTIETH LEGISLATIVE DAY

Helena, Montana  
March 6, 1981

House Chambers  
Capitol Building

House convened at 4:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Brand, Huennekens, O'Connell, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Forty-ninth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### SPECIAL ORDERS OF THE DAY

The membership of the House of Representatives was entertained by the Bell Choir from Yellowstone Boys and Girls Ranch of Billings. The Bell Choir is comprised of approximately 15 children who handle a collection of various sized brass bells, each of which plays a single note.

The Speaker introduced Patty Orth, Mark Jockers, Rob Crippen, Jo Anne Engle, Kent Woodmansy, Kathleen Heath, Shana Hammond, and Janet Jensen, this week's pages, and thanked them for their services.

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 3/6/81  
Correctly printed - HB 548, HB 653.

STATE ADMINISTRATION (Feda, Chairman): 3/5/81  
SB 86, be not concurred in.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 87

Noes: Bennett, Conroy, Ellerd, Keyser, Kropp, McLane, Moore, Seifert, Smith, Underdal.  
Total 10

Excused: Brand, Huennekens, O'Connell.  
Total 3

Absent or not voting: None.  
Total 0

SB 105, as amended, be not concurred in.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Daily, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Shelden, Sivertsen, Spilker, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 76

Noes: Bennett, Burnett, Conroy, Curtiss, Devlin, Ellison, Feda, Hurwitz, Keyser, Kropp, McLane, Moore, Roth, Ryan, Seifert, Shontz, Smith, Stobie, Underdal, Vinger.

Total 20

Excused: Brand, Huennekens, O'Connell.

Total 3

Absent or not voting: Dozier.

Total 1

SB 274, be not concurred in.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 83

Noes: Abrams, Brown, Dussault, Harrington, Holliday, Keedy, Kennerly, Kessler, McBride, Oberg, Shelden, Smith, Waldron, Yardley.

Total 14

Excused: Brand, Huennekens, O'Connell.

Total 3

Absent or not voting: None.

Total 0

TAXATION (Nordtvedt, Chairman):

3/5/81

HB 614, do not pass. Representative Nordtvedt moved the adoption of the Adverse Committee Report. Representative Yardley made a substitute motion that HB 614 be rereferred to the Committee on Taxation. Motion failed. (40-59) Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst,

Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Keedy, Kemmis, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McBride, McLane, Meyer, Moore, Mueller, Nordtvedt, Oberg, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Zabrocki, Mr. Speaker.

Total 63

Noes: Abrams, Azzara, Bardanouve, Bengtson, Brown, Conroy, Daily, Dozier, Dussault, Harper, Harrington, Hart, Holliday, Jacobsen, Kanduch, Kennerly, Kessler, Manning, Manuel, Menahan, Metcalf, Neuman, Nilson, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Waldron, Williams, Yardley.

Total 34

Excused: Brand, Huennekens, O'Connell.

Total 3

Absent or not voting: None.

Total 0

BUSINESS AND INDUSTRY (Fabrega, Chairman): 3/5/81

SB 60, be concurred in. Report adopted.

SB 66, be concurred in. Report adopted.

SB 78, third reading copy, be amended as follows: 3/4/81

1. Title, line 7.

Following: "SECTIONS"

Insert: "16-1-106,"

2. Page 1.

Following: line 9

Insert: "Section 1. Section 16-1-106, MCA, is amended to read:

"16-1-106. Definitions. As used in this code, the following definitions apply:

(1) "Agency agreement" means an agreement between the department and a person appointed to sell liquor as a commission merchant rather than as an employee.

(2) "Alcohol" means ethyl alcohol, also called ethanol, or the hydrated oxide of ethyl.

(3) "Alcoholic beverage" means a compound produced and sold for human consumption as a drink that contains more than .5% of alcohol by volume.

(4) "Beer" means a malt beverage containing not more than 7% of alcohol by weight.

(5) "Brewer" means a person who produces malt beverages.

(6) "Department" means the department of revenue.

(7) "Immediate family" means a spouse, dependent children, or dependent parents.

(8) "Industrial use" means a use described as industrial use by the federal Alcohol Administration Act and the federal rules and regulations of 27 CFR.

(9) "Liquor" means an alcoholic beverage except beer and table wine.



(10) "Malt beverage" means an alcoholic beverage made by the fermentation of an infusion or decoction, or a combination of both, in potable brewing water, of malted barley with or without hops or their parts or their products and with or without other malted cereals and with or without the addition of unmalted or prepared cereals, other carbohydrates, or products prepared therefrom and with or without other wholesome products suitable for human food consumption.

(11) "Package" means a container or receptacle used for holding an alcoholic beverage.

(12) "Posted price" means the retail price of liquor as fixed and determined by the department and in addition thereto an excise and license tax as provided in this code.

(13) "Proof gallon" means a U.S. gallon of liquor at 60 degrees on the Fahrenheit scale that contains 50% of alcohol by volume.

(14) "Public place" means a place, building, or conveyance to which the public has or may be permitted to have access and any place of public resort.

(15) "Public road or highway" means the same as in 15-70-301(5).

~~(15)~~(16) "Rules" means rules published by the department pursuant to this code.

~~(16)~~(17) "State liquor facility" means a facility owned or under control of the department for the purpose of receiving, storing, transporting, or selling alcoholic beverages.

~~(17)~~(18) "State liquor store" means a retail store operated by the department in accordance with this code for the purpose of selling liquor.

~~(18)~~(19) "Storage depot" means a building or structure owned or operated by a brewer at any point in the state of Montana off and away from the premises of a brewery, and which structure is equipped with refrigeration or cooling apparatus for the storage of beer and from which a brewer may sell or distribute beer as permitted by this code.

~~(19)~~(20) "Table wine" means wine as defined below which contains not more than 14% alcohol by volume.

~~(20)~~(21) "Warehouse" means a building or structure owned or operated by a licensed wholesaler for the receiving, storage, and distribution of beer as permitted by this code.

~~(21)~~(22) "Wine" means an alcoholic beverage made from the normal alcoholic fermentation of the juice of sound, ripe fruit or other agricultural products without addition or abstraction, except as may occur in the usual cellar treatment of clarifying and aging, and that contains not less than 7% or more than 24% of alcohol by volume. Wine may be ameliorated to correct natural deficiencies, sweetened, and fortified in accordance with applicable federal regulations and the customs and practices of the industry. Other alcoholic beverages not defined as above but made in the manner of wine and labeled and sold as wine in accordance with federal regulations are also wine.""

Renumber: subsequent sections

3. Page 3, lines 9 and 10.

Following: "shortest" on line 9

Strike: "practical route"

Insert: "public road or highway"

4. Page 7, line 12.

Following: "shortest"

Strike: "practical route"

Insert: "public road or highway"

5. Page 10, lines 1 and 2.

Following: "shortest" on line 1

Strike: "practical route"

Insert: "public road or highway"

6. Page 10, lines 7 and 8.

Following: "shortest" on line 7

Strike: "practical route"

Insert: "public road or highway"

7. Page 10, line 13.

Strike: "practical route"

Insert: "public road or highway"

8. Page 10, lines 17 and 18.

Following: "shortest" on line 17

Strike: "practical route"

Insert: "public road or highway"

9. Page 12, lines 5 and 6.

Following: "the" at the beginning of line 5

Strike: remainder of line 5 through "be" on line 6

Insert: "shortest public road or highway that is"

10. Page 12, line 11.

Following: "sections"

Strike: "1"

Insert: "2"

Following: "through"

Strike: "5"

Insert: "6"

11. Page 12, line 15.

Following: the second "Section"

Strike: "4"

Insert: "5"

12. Page 12, line 18.

Strike: "4"

Insert: "5"

And, as amended, be concurred in. Report adopted.

SB 106, be concurred in. Report adopted. 3/6/81

SB 218, be concurred in. Report adopted. 3/5/81

SB 233, be concurred in. Report adopted. 3/6/81

SB 299, be concurred in. Report adopted. 3/5/81

SB 338, be concurred in. Report adopted. 3/6/81

SB 365, be concurred in. Report adopted. 3/5/81

HUMAN SERVICES (Gould, Chairman): 3/5/81

SB 37, third reading copy, be amended as follows:

1. Page 2, line 2.

Following: "shall"

Strike: "report"

Insert: "make available"

2. Page 2, lines 4 and 5.

Following: "treatment"

Strike: remainder of line 4 through "department" on line 5

Insert: "provided that the patient previously has consented to the release of the information"

3. Page 2, line 10.

Following: "satisfied"

Insert: "and the patient has consented to the initial release of the information to the department by the hospital"

4. Page 3, lines 2 through 14.

Strike: section 7 in its entirety

Renumber: subsequent section

And, as amended, be concurred in. Report adopted.

SB 73, be concurred in. Report adopted.

SB 117, third reading copy, be amended as follows:

1. Page 1, line 13.

Following: "home"

Insert: "or any other court-approved home"

And, as amended, be concurred in. Report adopted.

SB 127, third reading copy, be amended as follows:

1. Page 2, line 16.

Following: "~~uncertified~~"

Strike: "~~unlicensed~~"

Insert: "uncertified"

And, as amended, be concurred in. Report adopted.

LOCAL GOVERNMENT (Bertelsen, Chairman):

3/6/81

SB 35, be concurred in. Report adopted.

STATE ADMINISTRATION (Fedra, Chairman):

3/5/81

SB 72, third reading copy, be amended as follows:

1. Title, line 5.

Following: "CERTAIN"

Strike: "INITIATIVE"

Insert: "BALLOT ISSUE"

2. Title, line 6.

Following: "OF"

Strike: "THE"

Insert: "CERTAIN"

3. Title, line 7.

Following: line 6

Strike: "STATEMENT"

Insert: "STATEMENTS"

4. Title, line 8.

Following: "13-27-312,"

Insert: "13-27-315,"

5. Title, line 9.

Following: "13-27-316,"

Strike: "AND"

Following: "13-27-401,"

Insert: "AND 13-27-501,"

6. Page 3.

Following: line 14

Insert: "Section 2. Section 13-27-315, MCA, is amended to read:

"13-27-315. Statements by attorney general on issues referred by legislature. (1) Upon receipt of a copy of a ballot form under 13-27-310(2) for an issue proposed by the legislature, the attorney general shall order a fiscal note as provided in 13-27-312(1) if the issue has an effect on the revenues, expenditures, or the fiscal liability of the state. At the same time the explanatory statement is prepared under subsection (2), the attorney general shall prepare a fiscal statement of no more than 25 words to be forwarded to the secretary of state at the same time as the explanatory statement.

~~(1)~~(2) At the same time the attorney general, pursuant to 13-27-313, informs the secretary of state of the approval or rejection of a ballot form for an issue proposed by the legislature, the attorney general shall forward to the secretary of state a statement, not exceeding 100 words, expressing a true and impartial explanation of the purpose of the measure in plain, easily understood language. The statement may not be an argument and may not be written to create a prejudice for or against the issue. The statement prepared under this section is known as the attorney general's explanatory statement.

~~(2)~~(3) If statements of the implication of a vote for or against a ballot issue have not been provided by the legislature, the attorney general shall prepare the statements. Requirements for statements of implication for ballot issues referred by the legislature are the same as those provided in 13-27-312 for other ballot issues. Statements of implication prepared by the attorney general must be returned to the secretary of state no later than the time specified for approval of the ballot form.'"

Renumber: subsequent sections

7. Page 5.

Following: line 25

Insert: "Section 5. Section 13-27-501, MCA, is amended to read:

"13-27-501. Secretary of state to certify ballot form. The secretary of state shall furnish to the official of each county responsible for preparation and printing of the ballots, at the same time as he certifies the names of the persons who are candidates for offices to be filled at the election, a certified copy of the form in which each ballot issue to be voted on by the people at that election is to appear on the ballot. Unless otherwise provided in the legislative act or petition placing the issue on the ballot, the secretary of state shall list for each issue the number, the method of placement on the ballot, the title, the attorney general's explanatory statement, if applicable, the fiscal statement, if applicable, and the statements of the implication of a vote for or against the issue that are to be placed beside the diagram for marking the ballot. The secretary of state shall use for each ballot issue the title of the legislative act or legislative constitutional proposal or the title provided by the attorney



general or district court. Following the number of the ballot issue, the secretary of state shall include one of the following statements to identify why the issue has been placed on the ballot:

- (1) an act referred by the legislature;
- (2) an amendment to the constitution proposed by the legislature;
- (3) an act of the legislature referred by referendum petition; or
- (4) a law or constitutional amendment proposed by initiative petition.””

And, as amended, be concurred in. Report adopted.

SB 354, be concurred in. Report adopted.

3/6/81

SB 393, be concurred in. Report adopted.

SB 394, third reading copy, be amended as follows:

1. Title, line 7.

Following: “BOARD;”

Strike: “DELETING”

Insert: “AMENDING THE”

2. Page 7, line 14.

Following: “~~continuing~~”

Insert: “continuing”

3. Page 8, line 5.

Following: “~~programs~~”

Insert: “, and the presentation of evidence satisfactory to the board that the licensee, in the year preceding the application for renewal, attended and successfully completed a postgraduate educational program for chiropractors”

And, as amended, be concurred in. Report adopted.

SB 395, be concurred in. Report adopted.

SB 406, be concurred in. Report adopted.

TAXATION (Nordtvedt, Chairman):

3/6/81

SB 3, be concurred in. Report adopted.

### MESSAGES FROM THE GOVERNOR

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

March 6, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measure this date:  
House Bill No. 94.

Sincerely,

TED SCHWINDEN  
Governor

### MESSAGES FROM THE OTHER HOUSE

House Bill concurred in and returned to the House:

3/5/81

House Bill No. 641, introduced by Quilici, Dover

Governor's Amendments to House Bill concurred in and returned to the House: 3/6/81

Governor's Amendments to House Bill No. 76, introduced by Harper

House Bill indefinitely postponed and returned to the House: 3/6/81

House Bill No. 203, introduced by Sivertsen

### MOTIONS

Representative Nordtvedt moved that consideration on HB 18 be passed until the 52nd legislative day. Motion carried.

Representative Conroy moved that consideration on SB 158 be passed until the 51st legislative day so that a professor from MSU could discuss the bill with him. Motion carried.

Speaker Pro Tem Lund in the Chair.

Representative Kemmis moved that the Governor's veto of HB 250 be overridden. Representative Marks made a substitute motion that the question be postponed until the 54th legislative day, at which time the assembly would have had time to study all of the data involved. After lengthy debate, Representative Smith moved the previous question. Motion carried. (70-26) Thereupon, the substitute motion of Representative Marks passed. (92-5)

Speaker Marks in the Chair.

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Kitselman in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representatives Waldron and Williams excused at this time.

Representative Keedy moved that SB 29, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sheldon, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 74

Noes: Bardanouve, Bennett, Bertelsen, Dozier, Dussault, Harrington, Hart, Kemmis, McBride, Menahan, Pavlovich, Quilici, Teague, Vincent, Yardley.

Total 15

Excused: Brand, Huennekens, O'Connell, Waldron, Williams.

Total 5

Absent or not voting: Devlin, Fagg, Lund, Manuel, Marks, Shontz.

Total 6

Representative Moore excused at this time.

Representative Williams present at this time.

Representative Keedy moved that SB 36, as amended, be concurred in.  
Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 80

Noes: None.

Total 0

Excused: Brand, Huennekens, Moore, O'Connell, Waldron.

Total 5

Absent or not voting: Bengtson, Curtiss, Donaldson, Fagg, Harrington, Hurwitz, Lory, Lund, Manuel, Marks, Nordtvedt, Shontz, Sivertsen, Stobie, Winslow.

Total 15

Representative Underdal excused at this time.

Representative Matsko moved that SB 83, as amended, be concurred in.  
Motion carried by the following vote:

Ayes: Anderson, Azzara, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Dussault, Ellerd, Eudaily, Fedá, Gould, Hannah, Harper, Harrington, Hart, Iverson, Jensen, Kemmis, Keyser, Kropp, Matsko, McLane, Menahan, Metcalf, Nilson, Oberg, O'Hara, Quilici, Roth, Ryan, Sales, Schultz, Smith, Vincent, Wallin, Williams, Winslow, Yardley.

Total 44

Noes: Abrams, Andreason, Asay, Bardanouve, Bengtson, Bertelsen, Dozier, Ellison, Ernst, Fabrega, Fagg, Hanson, Harp, Hemstad, Holliday, Jacobsen, Kanduch, Keedy, Kennerly, Kessler, Kitselman, Manning, McBride, Meyer, Mueller, Neuman, Pavlovich, Phillips, Pistoria, Robbins, Roush, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Vinger, Zabrocki.

Total 40

Excused: Brand, Huennekens, Moore, O'Connell, Underdal, Waldron.

Total 6

Absent or not voting: Devlin, Donaldson, Hurwitz, Lory, Lund, Manuel, Marks, Nordtvedt, Seifert, Stobie.

Total 10

Representative Robbins moved that SB 459, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 78

Noes: O'Hara.

Total 1

Excused: Brand, Huennekens, Moore, O'Connell, Underdal, Waldron.

Total 6

Absent or not voting: Bengtson, Conroy, Daily, Donaldson, Dozier, Fagg, Hurwitz, Jensen, Lory, Lund, Manuel, Marks, Roth, Stobie, Yardley.

Total 15

Representative Holliday moved that HB 293, second reading copy, be amended as follows:

1. Page 2, line 20.

Following: line 19

Strike: "SECTION 1"

Insert: "subsection (1)"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 80

Noes: None.

Total 0

Excused: Brand, Huennekens, Moore, O'Connell, Underdal, Waldron.

Total 6

Absent or not voting: Conroy, Donaldson, Dozier, Harrington, Hurwitz, Jensen, Lory, Lund, Manuel, Marks, Roth, Shontz, Stobie, Yardley.

Total 14

And HB 293, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens,



Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Shelden, Sivertsen, Smith, Spilker, Switzer, Teague, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 78

Noes: Bennett, Kemmis, Robbins, Seifert, Shontz, Thoft.

Total 6

Excused: Brand, Huennekens, Moore, O'Connell, Underdal, Waldron.

Total 6

Absent or not voting: Conroy, Dozier, Fagg, Hurwitz, Jensen, Keedy, Lund, Manuel, Marks, Stobie.

Total 10

That the Committee rise and report. (Kitselman, Chairman). Representative Kitselman moved the adoption of the Committee of the Whole Report. Representative Fabrega made a substitute motion to segregate SB 83 from the committee report and that, as amended, report be adopted. Motion carried. (69-18)

Representative Fagg moved that the House adjourn until 10:30 a.m., March 7, 1981.

Motion carried.

House adjourned at 7:20 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## FIFTY-FIRST LEGISLATIVE DAY

Helena, Montana  
March 7, 1981

House Chambers  
Capitol Building

House convened at 10:40 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Brand, Harp, Huennekens, O'Connell, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Fiftieth Legislative Day, find the same to be correct.

SPILKER, Chairman

### SPECIAL ORDERS OF THE DAY

The House of Representatives was entertained by the "Montanans", a choir from Montana State University, who sang a selection of a cappella arrangements under the direction of Professor Lowell Hickman.

In honor of Helena's 100th anniversary, the following House resolution was introduced:

#### HOUSE RESOLUTION NO. 1881

INTRODUCED BY MARKS, METCALF, DONALDSON, SPILKER,  
HARPER

A RESOLUTION ACKNOWLEDGING THE 100TH ANNIVERSARY OF THE CITY OF HELENA CHARTER AND ENDORSING "CENTENNIAL YEAR" FOR THE CITY OF HELENA, MONTANA.

WHEREAS, the City of Helena will celebrate one hundred years of being chartered as a city on March 7, 1981; and

WHEREAS, the City of Helena is the State of Montana's capital city and it is fitting that the House of Representatives of the State of Montana should give official recognition to this notable anniversary and the year long activities that have been planned for this centennial celebration.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the House of Representatives of the State of Montana does hereby officially endorse the City of Helena's "Centennial Year" and urge full support of the citizens in planning and attending activities in recognition of this worthy anniversary of our capital city.

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman):

3/7/81

Correctly enrolled - HB 641.

Examined by the sponsor (Quilici) and found to be correct - HB 641.

Signed by the Speaker at 1:00 p.m., 3/7/81 - HB 641.

EDUCATION AND CULTURAL RESOURCES (Eudaily, Chairman):

3/6/81

SB 154, be not concurred in.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy,

Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Sivertsen, Smith, Spilker, Stobie, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.  
Total 79

Noes: Dussault, Keedy, Keyser, McBride, Oberg, Roth, Seifert, Shontz, Switzer, Teague, Yardley.  
Total 11

Excused: Brand, Harp, Huennekens, O'Connell.  
Total 4

Absent or not voting: Azzara, Cozzens, Kessler, Meyer, O'Hara, Shelden.  
Total 6

SB 125, third reading copy, be amended as follows:

1. Page 1, line 16.  
Following: "~~\$600,000~~"  
Strike: "~~\$150,000~~"  
Insert: "\$400,000"
2. Page 1, line 21.  
Following: "~~\$600,000~~"  
Strike: "~~\$175,000~~"  
Insert: "\$400,000"

And, as amended, be concurred in. Report adopted.

SB 281, third reading copy, be amended as follows:

1. Page 1, line 18.  
Following: "election"  
Strike: "to be held on a Tuesday after notice"  
Insert: "."
2. Page 1, line 19.  
Following: line 18  
Insert: "Notice"  
Following: "election"  
Strike: "is"  
Insert: "shall be"
3. Page 1, line 20.  
Following: "district and"  
Strike: "is"

And, as amended, be concurred in. Report adopted.

SB 440, be concurred in. Report adopted.

HUMAN SERVICES (Gould, Chairman):

3/6/81

Consent Calendar

Bill unanimously concurred in and unanimously placed on consent calendar:

SB 307, be concurred in. Report adopted.

**MESSAGES FROM THE OTHER HOUSE**

Senate Bill passed as amended and transmitted to the House for concurrence: 3/6/81

Senate Bill No. 345, introduced by Halligan

The Senate, on 3/7/81, requested that the House of Representatives move for the return of Senate Bill No. 86, a proposed constitutional amendment, which was passed by the Senate by a vote of 29-20. Since this vote left open the possibility of obtaining the necessary two-thirds vote of the Legislature, it must progress through the Legislature as though it had received the majority vote.

**MOTIONS**

Representative Matsko moved that SB 83 be taken from Second Reading and rereferred to the Committee on Judiciary for the purpose of amendment. Motion carried.

Representative Seifert moved that the House reconsider its action in passing HB 293 on Second Reading on the 50th legislative day. Motion carried. (76-14)

**FIRST READING AND COMMITMENT  
OF BILLS AND RESOLUTIONS**

The following House bills were introduced, read first time and referred to committees:

HB 836, introduced by Sivertsen. Referred to Committee on Appropriations.

HJR 50, introduced by Bertelsen, Mueller. Referred to Committee on Natural Resources.

The following Senate bill was introduced, read first time and referred to committee:

SB 345, introduced by Halligan. Referred to Committee on Local Government.

**THIRD READING OF BILLS**

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Senate Bill No. 90 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Roth, Sales, Vinger.

Total 3



Excused: Brand, Harp, Huennekens, O'Connell.

Total 4

Absent or not voting: Burnett, Dussault, Nordtvedt, Wallin.

Total 4

Senate Bill No. 91 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Hurwitz, Lund, Roth, Sales, Smith, Stobie, Underdal, Vinger.

Total 8

Excused: Brand, Harp, Huennekens, O'Connell.

Total 4

Absent or not voting: None.

Total 0

Senate Bill No. 143 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Hurwitz, Roth, Sales, Stobie, Vinger.

Total 5

Excused: Brand, Harp, Huennekens, O'Connell.

Total 4

Absent or not voting: Conroy.

Total 1

Senate Bill No. 24 was concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Briggs, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser,

Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Andreason, Bardanouve, Bertelsen, Brown, Kanduch, Manuel, McLane, Moore, Pavlovich, Phillips, Roth, Smith, Switzer.

Total 13

Excused: Brand, Harp, Huennekens, O'Connell.

Total 4

Absent or not voting: Conroy.

Total 1

Senate Bill No. 27 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Burnett, Ellison, Hannah, Ryan, Smith, Waldron, Winslow.

Total 7

Excused: Brand, Harp, Huennekens, O'Connell.

Total 4

Absent or not voting: Conroy, Keyser.

Total 2

Senate Bill No. 28 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Curtiss, Underdal.

Total 2

Excused: Brand, Harp, Huennekens, O'Connell.

Total 4

Absent or not voting: Conroy.

Total 1

Senate Bill No. 38 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Manning, Shontz, Stobie, Underdal, Mr. Speaker.

Total 5

Excused: Brand, Harp, Huennekens, O'Connell.

Total 4

Absent or not voting: Conroy.

Total 1

Senate Bill No. 43 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Burnett, Curtiss, Hannah, Ryan, Seifert, Smith, Stobie, Vinger.

Total 8

Excused: Brand, Harp, Huennekens, O'Connell.

Total 4

Absent or not voting: Conroy.

Total 1

Senate Bill No. 63 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz,



Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Bergene, Burnett.

Total 2

Excused: Brand, Harp, Huennekens, O'Connell.

Total 4

Absent or not voting: Conroy.

Total 1

Senate Bill No. 69 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hart, Holliday, Hurwitz, Iverson, Kanduch, Keedy, Kennerly, Kessler, Kitselman, Lory, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Mr. Speaker.

Total 72

Noes: Bennett, Bergene, Briggs, Hannah, Hemstad, Jacobsen, Jensen, Kemmis, Keyser, Kropp, Lund, Menahan, Moore, Neuman, Pavlovich, Phillips, Roth, Schultz, Smith, Stobie, Vincent, Yardley.

Total 22

Excused: Brand, Harp, Huennekens, O'Connell.

Total 4

Absent or not voting: Ellison, Zabrocki.

Total 2

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Metcalf in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Lund excused at this time.

That HB 804 do pass by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz,



Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Hannah, Oberg.

Total 2

Excused: Brand, Harp, Huennekens, Lund, O'Connell.

Total 5

Absent or not voting: Anderson, Bardanouve, Burnett, Curtiss, Donaldson, Ellison, Hurwitz, Kemmis, Kitselman, Marks, Pistoria, Smith.

Total 12

Representative Manning moved that SB 11 be concurred in. Motion carried by the following vote:

Ayes: Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.

Total 78

Noes: Keedy, Ryan, Stobie.

Total 3

Excused: Brand, Harp, Huennekens, Lund, O'Connell.

Total 5

Absent or not voting: Abrams, Anderson, Azzara, Burnett, Curtiss, Donaldson, Hurwitz, Lory, Marks, Quilici, Shontz, Sivertsen, Smith, Zabrocki.

Total 14

Representative Briggs moved that SB 39 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: Ryan, Stobie.

Total 2

Excused: Brand, Harp, Huennekens, Lund, O'Connell.

Total 5

Absent or not voting: Azzara, Bengtson, Burnett, Devlin, Donaldson, Hurwitz, Lory, Manuel, Marks, Oberg, Quilici, Shontz, Sivertsen, Smith.

Total 14

Representative Phillips moved that SB 46 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Conn, Conroy, Cozzens, Curtiss, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 75

Noes: Brown, Nordtvedt, Switzer, Vinger.

Total 4

Excused: Brand, Harp, Huennekens, Lund, O'Connell.

Total 5

Absent or not voting: Azzara, Burnett, Daily, Devlin, Donaldson, Hurwitz, Lory, Manuel, Marks, Moore, Oberg, Quilici, Sivertsen, Smith, Stobie, Teague.

Total 16

Representative Keedy moved that SB 75 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: None.

Total 0

Excused: Brand, Harp, Huennekens, Lund, O'Connell.

Total 5

Absent or not voting: Asay, Devlin, Donaldson, Hurwitz, Lory, Marks, Moore, Oberg, Shontz, Stobie, Teague.

Total 11

Representative Sivertsen excused at this time.

Representative Keyser moved that SB 94 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harper,

Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Brand, Harp, Huennekens, Lund, O'Connell, Sivertsen.

Total 6

Absent or not voting: Donaldson, Hurwitz, Lory, Marks, Moore, Oberg, Seifert, Stobie.

Total 8

Representative Daily moved that SB 111 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: Brown, Jacobsen, McBride, Nordtvedt.

Total 4

Excused: Brand, Harp, Huennekens, Lund, O'Connell, Sivertsen.

Total 6

Absent or not voting: Bardanouve, Donaldson, Hurwitz, Kropp, Lory, Marks, Oberg, Roth, Seifert, Shontz, Stobie.

Total 11

Representative Conroy moved that SB 158 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conroy, Cozzens, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: None.

Total 0

Excused: Brand, Harp, Huennekens, Lund, O'Connell, Sivertsen.



Total 6

Absent or not voting: Andreason, Bardanouve, Conn, Curtiss, Donaldson, Ernst, Hurwitz, Lory, Marks, Nordtvedt, Oberg, Stobie, Vinger.

Total 13

Representatives Bengtson and Thoft excused at this time.

Representative Shontz moved that SB 165 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Bengtson, Brand, Harp, Huennekens, Lund, O'Connell, Sivertsen, Thoft.

Total 8

Absent or not voting: Bardanouve, Curtiss, Daily, Ellison, Hurwitz, Lory, Marks.

Total 7

Representative Donaldson moved that SB 166 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: None.

Total 0

Excused: Bengtson, Brand, Harp, Huennekens, Lund, O'Connell, Sivertsen, Thoft.

Total 8

Absent or not voting: Bardanouve, Curtiss, Daily, Ellison, Hurwitz, Jensen, Lory, Marks, Shontz.

Total 9

Representative Kessler excused at this time.



Representative Schultz moved that SB 249 be concurred in. Motion failed by the following vote:

Ayes: Anderson, Andreason, Bardanouve, Bergene, Briggs, Burnett, Cozzens, Curtiss, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hannah, Hanson, Holliday, Jacobsen, Jensen, Kessler, Kitselman, Kropp, McBride, Mueller, O'Hara, Shelden, Shontz, Switzer, Vincent, Wallin, Winslow, Yardley.  
Total 31

Noes: Abrams, Asay, Azzara, Bennett, Bertelsen, Brown, Conn, Conroy, Daily, Devlin, Dozier, Dussault, Eudaily, Feda, Gould, Harper, Harrington, Hart, Hemstad, Hurwitz, Iverson, Kanduch, Kemmis, Kennerly, Keyser, Lory, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Smith, Spilker, Stobie, Teague, Underdal, Vinger, Waldron, Williams, Zabrocki.  
Total 58

Paired: Kessler, Aye; Kemmis, No.

Excused: Bengtson, Brand, Harp, Huennekens, Lund, O'Connell, Sivertsen, Thoft.  
Total 8

Absent or not voting: Donaldson, Keedy, Marks.  
Total 3

Representative Harrington excused at this time.

Representative Fagg moved that SB 249 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Asay, Azzara, Bennett, Bertelsen, Briggs, Brown, Conn, Conroy, Daily, Devlin, Dozier, Dussault, Ernst, Eudaily, Feda, Gould, Hanson, Harper, Hart, Hemstad, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Lory, Manning, Manuel, Marks, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Smith, Spilker, Stobie, Teague, Underdal, Vinger, Waldron, Wallin, Williams, Zabrocki.  
Total 64

Noes: Anderson, Andreason, Bardanouve, Bergene, Burnett, Cozzens, Curtiss, Ellerd, Ellison, Fabrega, Fagg, Hannah, Holliday, Jacobsen, Jensen, Kessler, Kitselman, Kropp, McBride, Shelden, Shontz, Switzer, Vincent, Winslow, Yardley.  
Total 25

Paired: Kemmis, Aye; Kessler, No.

Excused: Bengtson, Brand, Harp, Harrington, Huennekens, Lund, O'Connell, Sivertsen, Thoft.  
Total 9

Absent or not voting: Donaldson, O'Hara.  
Total 2

Representative Fabrega excused at this time.

Representative Hanson moved that SB 262 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier,

Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedá, Gould, Hanson, Harper, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Zabrocki.  
Total 76

Noes: Burnett, Hannah, Jensen, Smith, Vinger, Winslow.  
Total 6

Excused: Bengtson, Brand, Fabrega, Harp, Harrington, Huennekens, Kessler, Lund, O'Connell, Sivertsen, Thoft.  
Total 11

Absent or not voting: Abrams, Conn, Donaldson, Manning, Seifert, Shontz, Yardley.  
Total 7

Representative Kanduch excused at this time.

The Committee on Appropriations excused at this time.

Representative Spilker moved that SB 305 be concurred in. Representative Spilker made a substitute motion that consideration on SB 305 be passed for the day. Motion carried.

Representative Mueller moved that SB 103, third reading copy, be amended as follows:

1. Title, line 7.

Following: "MCA"

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 2.

Following: line 11

Insert: "Section 2. Effective date. This act is effective on passage and approval."

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 72

Noes: None.  
Total 0

Excused: Bardanouve, Bengtson, Brand, Conroy, Cozzens, Donaldson, Ernst, Fabrega, Harp, Harrington, Huennekens, Hurwitz, Kanduch, Kessler, Lory, Lund, Manuel, Moore, O'Connell, Quilici, Shontz, Sivertsen, Stobie, Thoft, Waldron.  
Total 25

Absent or not voting: Burnett, Kropp, O'Hara.

Total 3

Representative Mueller moved that SB 103, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Eudaily, Fedra, Gould, Hannah, Hanson, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Keedy, Kennerly, Keyser, Kitselman, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 67

Noes: Burnett, Kemmis, Marks, Smith.

Total 4

Excused: Bardanouve, Bengtson, Brand, Cozzens, Donaldson, Ernst, Fabrega, Harp, Harrington, Huennekens, Hurwitz, Kanduch, Kessler, Lory, Lund, Manuel, Moore, O'Connell, Quilici, Shontz, Sivertsen, Stobie, Thoft, Waldron.

Total 24

Absent or not voting: Bertelsen, Ellison, Fagg, Kropp, Winslow.

Total 5

That the Committee rise and report. (Metcalf, Chairman). Report adopted. (67-3)

### MOTIONS

Representative Spilker moved that SB 305 be taken from Second Reading and rereferred to the Committee on Rules. Motion carried.

Representative Seifert moved that HB 293 be taken from Second Reading and rereferred to the Committee on Taxation. Motion carried.

Representative Fagg moved that the House adjourn until 3:00 p.m., March 9, 1981.

Motion carried.

House adjourned at 1:05 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## FIFTY-SECOND LEGISLATIVE DAY

Helena, Montana  
March 9, 1981

House Chambers  
Capitol Building

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Fagg, Kropp, excused; Kessler, absent. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Fifty-first Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 3/9/81

Considered correctly engrossed - HB 804.

Correctly enrolled - HB 76.

Examined by the sponsor (Harper) and found to be correct - HB 76.

Signed by the Speaker at 2:45 p.m., 3/9/81 - HB 76.

Delivered to the Governor for his approval at 1:40 p.m., 3/7/81 - HB 641.

Delivered to the Governor for his approval at 3:50 p.m., 3/9/81 - HB 76.

STATE ADMINISTRATION (Feda, Chairman): 3/9/81

SB 15, third reading copy, be amended as follows:

1. Page 26, line 19.

Following: "Section"

Strike: "18"

Insert: "17"

And, as amended, be concurred in. Report adopted.

SB 26, third reading copy, be amended as follows:

1. Page 1, line 13.

Following: "ITS"

Insert: "the date of"

And, as amended, be concurred in. Report adopted.

SB 71, be concurred in. Report adopted.

SB 204, be concurred in. Report adopted.

TAXATION (Nordtvedt, Chairman): 3/7/81

HB 543, introduced bill, be amended as follows:

1. Page 1, line 24.

Following: "(b)"

Strike: "20%"

Insert: "5%"

2. Page 3.

Following: line 3

Insert: "Section 2. Coordination. If Senate Bill No. 356 is passed and approved, section 1 (2)(b) of this act shall read:

"(b) 5% of the amount collected from production within each county is allocated to the general fund of the respective county for use as prescribed in subsection (4);"."



And, as amended, do pass. Report adopted.

HB 776, introduced bill, be amended as follows:

1. Page 1.

Following: line 13

Strike: "6"

Insert: "7"

2. Page 1, line 15.

Following: "mines"

Insert: "license"

3. Page 1, line 16.

Following: "cyclical"

Strike: "hard times"

Insert: "economic hardship"

4. Page 3, line 1.

Strike: "(1)"

5. Page 3, lines 2 through 5.

Strike: "(a)" on line 2

Insert: "(1)"

Strike: "(b)" on line 3

Insert: "(2)"

Strike: "(c)" on line 5

Insert: "(3)"

6. Page 3, lines 6 through 11.

Strike: subsection (2) in its entirety

7. Page 4, line 1.

Following: "board"

Strike: "are"

Insert: "shall be"

8. Page 4, line 23.

Following: "If"

Strike: "\_\_\_\_\_ Bill No. \_\_\_\_\_ [LC 1350]"

Insert: "Senate Bill No. 432"

And, as amended, do pass. Report adopted.

SB 34, be concurred in. Report adopted.

SB 54, be concurred in. Report adopted.

SB 55, be concurred in. Report adopted.

### MESSAGES FROM THE OTHER HOUSE

House Bill concurred in on Third Reading Consent Calendar and returned to the House: 3/7/81

House Bill No. 50, introduced by Gould

House Bills concurred in and returned to the House: 3/7/81

House Bill No. 153, introduced by Williams, Keedy, Blaylock, et al.

House Bill No. 331, introduced by Kanduch, Daily, Seifert, et al.

House Bill No. 344, introduced by Ellerd

House Bill No. 464, introduced by Ellerd

**MOTIONS**

Representative Dussault moved that SB 257 be placed above SB 142 on the Second Reading board because of the similarity in their content. Motion carried.

Representative Lund requested that the Appropriations Committee be excused at 3:30 for a meeting and that the journal show them being excused on all votes that they would miss. The Speaker directed that this be done.

**SECOND READING OF BILLS  
(COMMITTEE OF THE WHOLE)**

Representative Spilker moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Keyser in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Kessler present at this time.

The Committee on Appropriations excused at this time.

That HB 548 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Dozier, Dussault, Ellison, Ernst, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manning, Marks, McBride, McLane, Menahan, Metcalf, Mueller, Nilson, Oberg, O'Hara, Pavlovich, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Sheldon, Shontz, Sivertsen, Stobie, Switzer, Teague, Underdal, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 68

Noes: Bennett, Conroy, Ellerd, Eudaily, Fabrega, Fedra, Hannah, Hemstad, Matsko, Meyer, Moore, Neuman, Nordtvedt, O'Connell, Phillips, Pistoria, Sales, Smith, Spilker, Thoft, Vinger, Wallin.

Total 22

Paired: Sivertsen, Stobie, Waldron, Ayes; Hannah, Hemstad, Moore, Noes.

Excused: Bardanouve, Cozzens, Donaldson, Fagg, Hurwitz, Kropp, Lory, Lund, Manuel, Quilici.

Total 10

Absent or not voting: None.

Total 0

That HB 653 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Devlin, Dussault, Ellerd, Ellison, Eudaily, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller,

Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: Daily, Dozier, Neuman.

Total 3

Excused: Bardanouve, Cozzens, Donaldson, Ernst, Fagg, Hemstad, Hurwitz, Kropp, Lory, Lund, Manuel, Moore, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 17

Absent or not voting: Fabrega, Jensen, Marks.

Total 3

Representative Daily excused at this time.

Representative Nordtvedt moved that SB 3 be passed to the bottom of the board. Motion carried.

Representative Azzara moved that SB 35 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ellison, Eudaily, Feda, Hannah, Hanson, Harper, Harrington, Hart, Holliday, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 71

Noes: Burnett, Gould, Harp.

Total 3

Excused: Bardanouve, Cozzens, Daily, Donaldson, Ernst, Fagg, Hemstad, Hurwitz, Kropp, Lory, Lund, Manuel, Moore, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 18

Absent or not voting: Azzara, Fabrega, Huennekens, Jensen, Nordtvedt, Seifert, Sivertsen, Smith.

Total 8

Representative Anderson moved that SB 58, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Eudaily, Fabrega, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 76

Noes: Gould, Nordtvedt, Smith.

Total 3

Excused: Bardanouve, Cozzens, Donaldson, Ernst, Fagg, Hemstad, Hurwitz, Kropp, Lory, Lund, Manuel, Moore, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 17

Absent or not voting: Ellison, Marks, Roth, Sivertsen.

Total 4

Representative Harper moved that SB 60 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Curtiss, Devlin, Dozier, Dussault, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harper, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manning, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 71

Noes: Bennett, Ellerd, Harp.

Total 3

Excused: Bardanouve, Cozzens, Daily, Donaldson, Ernst, Fagg, Hemstad, Hurwitz, Kropp, Lory, Lund, Manuel, Moore, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 18

Absent or not voting: Burnett, Conroy, Ellison, Harrington, Marks, McBride, Sivertsen, Smith.

Total 8

Representative Jensen moved that SB 66 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: None.

Total 0

Excused: Bardanouve, Cozzens, Daily, Donaldson, Ernst, Fagg, Hemstad, Hurwitz, Kropp, Lory, Lund, Manuel, Moore, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 18

Absent or not voting: Bennett, Conroy, Dussault, Harrington, Sivertsen.

Total 5



Representative Seifert moved that SB 73 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manning, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: None.

Total 0

Excused: Bardanouve, Cozzens, Daily, Donaldson, Ernst, Fagg, Hemstad, Hurwitz, Kropp, Lory, Lund, Manuel, Moore, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 18

Absent or not voting: Azzara, Bennett, Menahan, O'Connell, Sivertsen.

Total 5

Representative Schultz moved that SB 85, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Devlin, Dozier, Ellerd, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manning, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 73

Noes: None.

Total 0

Excused: Bardanouve, Cozzens, Daily, Donaldson, Ernst, Fagg, Hemstad, Hurwitz, Kropp, Lory, Lund, Manuel, Moore, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 18

Absent or not voting: Andreason, Asay, Bennett, Burnett, Dussault, Ellison, Marks, McLane, Neuman.

Total 9

Representative Wallin moved that SB 106 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bennett, Bergene, Bertelsen, Briggs, Brown, Conroy, Curtiss, Devlin, Dozier, Dussault, Ellerd, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Connell, O'Hara,

Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Wallin, Williams, Winslow, Zabrocki.

Total 69

Noes: Brand, Hannah, Nordtvedt, Vinger.

Total 4

Excused: Bardanouve, Cozzens, Daily, Donaldson, Ernst, Fagg, Hemstad, Hurwitz, Kropp, Lory, Lund, Manuel, Moore, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 18

Absent or not voting: Andreason, Bengtson, Burnett, Conn, Ellison, Huennekens, Mueller, Sivertsen, Yardley.

Total 9

Representative Fagg present at this time.

Representative Sales moved that SB 257, third reading copy, be amended as follows:

1. Page 2, lines 22 and 23.

Following: "areas" on line 22

Strike: "in the United States"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Devlin, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Winslow, Zabrocki.

Total 70

Noes: Brand.

Total 1

Excused: Bardanouve, Cozzens, Daily, Donaldson, Ernst, Hemstad, Hurwitz, Kropp, Lory, Lund, Manuel, Moore, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 17

Absent or not voting: Andreason, Conroy, Curtiss, Dozier, Jensen, Kemmis, O'Connell, Pistoria, Roush, Sivertsen, Williams, Yardley.

Total 12

Representative Hanson moved that SB 257, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Devlin, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hart, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roush, Sales, Seifert, Shelden, Sivertsen, Spilker, Teague, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 66

Noes: Asay, Brand, Burnett, Hannah, Harp, Keedy, Nordtvedt, O'Hara, Ryan, Schultz, Smith, Switzer, Underdal.

Total 13

Excused: Bardanouve, Cozzens, Daily, Donaldson, Ernst, Hemstad, Hurwitz, Kropp, Lory, Lund, Manuel, Moore, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 17

Absent or not voting: Curtiss, Huennekens, Roth, Yardley.

Total 4

Representative Dussault moved that consideration on SB 142 be passed for the day. Motion carried.

Representative Metcalf moved that SB 218 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Devlin, Dozier, Dussault, Ellerd, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Manning, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 75

Noes: None.

Total 0

Excused: Bardanouve, Cozzens, Daily, Donaldson, Ernst, Hemstad, Hurwitz, Kropp, Lory, Lund, Manuel, Moore, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 17

Absent or not voting: Bengtson, Ellison, Kessler, Marks, Matsko, Roth, Sivertsen, Yardley.

Total 8

Representative Robbins moved that SB 233 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Devlin, Dozier, Dussault, Ellerd, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manning, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: None.

Total 0



Excused: Bardanouve, Cozzens, Daily, Donaldson, Ernst, Hemstad, Hurwitz, Kropp, Lory, Lund, Manuel, Moore, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 17

Absent or not voting: Ellison, Fabrega, Huennekens, Marks, Matsko, Sivertsen.

Total 6

Representative Spilker moved that House Legislative Administration Committee Amendments to SB 264, third reading copy, dated 3/5/81, be amended as follows:

1. Amendment no. 3, line 3 of insertion paragraph.

Following: "each"

Insert: "regular"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Devlin, Dozier, Dussault, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: Ellerd.

Total 1

Excused: Bardanouve, Cozzens, Daily, Donaldson, Ernst, Hemstad, Hurwitz, Kropp, Lory, Lund, Manuel, Moore, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 17

Absent or not voting: Huennekens, Marks, Roth, Shelden, Sivertsen.

Total 5

Representative Spilker moved that SB 264, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Bergene, Bertelsen, Brand, Brown, Conn, Curtiss, Devlin, Dozier, Dussault, Ellison, Eudaily, Fabrega, Fagg, Harper, Harrington, Holliday, Huennekens, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manning, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Seifert, Switzer, Teague, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 56

Noes: Bennett, Briggs, Burnett, Conroy, Feda, Gould, Hannah, Hanson, Harp, Hart, Jacobsen, Jensen, Matsko, Mueller, Nordtvedt, Sales, Schultz, Sivertsen, Smith, Spilker, Underdal, Vinger, Winslow.

Total 23

Excused: Bardanouve, Cozzens, Daily, Donaldson, Ernst, Hemstad, Hurwitz, Kropp, Lory, Lund, Manuel, Moore, Quilici, Shontz, Stobie, Thoft, Waldron.



Total 17

Absent or not voting: Asay, Ellerd, Roth, Shelden.

Total 4

Representative Andreason moved that SB 299 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Curtiss, Devlin, Dozier, Dussault, Ellerd, Eudaily, Fabrega, Fagg, Fedá, Gould, Harp, Harper, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 72

Noes: Bennett, Brand, Burnett, Hannah, Phillips.

Total 5

Excused: Bardanouve, Cozzens, Daily, Donaldson, Ernst, Hemstad, Hurwitz, Kropp, Lory, Lund, Manuel, Moore, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 17

Absent or not voting: Ellison, Hanson, Harrington, Nordtvedt, Smith, Winslow.

Total 6

Representative Manning moved that SB 338 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Dozier, Dussault, Fabrega, Fagg, Fedá, Gould, Hanson, Harper, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roush, Schultz, Shelden, Sivertsen, Spilker, Teague, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 61

Noes: Brand, Briggs, Burnett, Curtiss, Devlin, Ellerd, Eudaily, Harp, Keyser, Mueller, Roth, Ryan, Sales, Seifert, Switzer, Underdal, Winslow.

Total 17

Excused: Bardanouve, Cozzens, Daily, Donaldson, Ernst, Hemstad, Hurwitz, Kropp, Lory, Lund, Manuel, Moore, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 17

Absent or not voting: Ellison, Hannah, Harrington, Marks, Smith.

Total 5

Representative McBride moved that SB 354 be concurred in. Representative McBride made a substitute motion that consideration on SB 354 be passed for the day. Motion carried. (47-28)

Representative Pavlovich moved that SB 365 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: None.

Total 0

Excused: Bardanouve, Conroy, Cozzens, Daily, Donaldson, Ernst, Hemstad, Hurwitz, Kropp, Lory, Lund, Manuel, Moore, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 18

Absent or not voting: Burnett, Marks, Seifert, Sivertsen, Smith.

Total 5

Representative Sales moved that SB 393 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 72

Noes: None.

Total 0

Excused: Bardanouve, Conroy, Cozzens, Daily, Donaldson, Ernst, Hemstad, Hurwitz, Kropp, Lory, Lund, Manuel, Moore, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 18

Absent or not voting: Burnett, Fabrega, Hannah, Iverson, Kitselman, Marks, Meyer, O'Hara, Seifert, Sivertsen.

Total 10

Representative McBride moved that SB 395 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Switzer, Teague, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 72

Noes: Sales.

Total 1

Excused: Bardanouve, Conroy, Cozzens, Daily, Donaldson, Ernst, Hemstad, Hurwitz, Kropp, Lory, Lund, Manuel, Moore, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 18

Absent or not voting: Briggs, Burnett, Fabrega, Keedy, Kitselman, Marks, Meyer, Nilson, Underdal.

Total 9

Representative McBride moved that SB 406 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Curtiss, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 75

Noes: Hannah, Nordtvedt, Sales.

Total 3

Excused: Bardanouve, Conroy, Cozzens, Daily, Donaldson, Ernst, Hemstad, Hurwitz, Kropp, Lory, Lund, Manuel, Moore, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 18

Absent or not voting: Burnett, Dussault, Keedy, Marks.

Total 4

Representative Switzer moved that SB 37, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Curtiss, Devlin, Dozier, Dussault, Ellison, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 72

Noes: Brand, Hannah, Sales, Vinger.

Total 4

Excused: Bardanouve, Bengtson, Conroy, Cozzens, Daily, Donaldson, Ernst, Hemstad, Hurwitz, Kropp, Lory, Lund, Manuel, Moore, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 19

Absent or not voting: Ellerd, Jensen, Kessler, Marks, Nordtvedt.

Total 5



Representative Kanduch moved that SB 72, as amended, be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 78

Noes: None.

Total 0

Excused: Bardanouve, Bengtson, Conroy, Cozzens, Daily, Donaldson, Ernst, Hemstad, Hurwitz, Kropp, Lory, Lund, Manuel, Moore, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 19

Absent or not voting: Abrams, Marks, Williams.

Total 3

Representative Robbins moved that SB 78, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Sivertsen, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Williams, Winslow, Yardley, Zabrocki.

Total 73

Noes: Harp, Mueller, O'Hara, Seifert, Wallin.

Total 5

Excused: Bardanouve, Bengtson, Conroy, Cozzens, Daily, Donaldson, Ernst, Hemstad, Hurwitz, Kropp, Lory, Lund, Manuel, Moore, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 19

Absent or not voting: Keedy, Marks, Pavlovich.

Total 3

Representative Manning moved that SB 117, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips,



Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 78

Noes: Andreason, Keedy.

Total 2

Excused: Bardanouve, Bengtson, Conroy, Cozzens, Daily, Donaldson, Ernst, Hemstad, Hurwitz, Kropp, Lory, Lund, Manuel, Moore, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 19

Absent or not voting: Marks.

Total 1

That the Committee rise and report. (Keyser, Chairman). Report adopted. (77-2)

### MOTIONS

Representative Vincent moved that the House reconsider its action in adopting the Adverse Committee Report on SB 154 on the 51st legislative day and that the bill be recalled from the Senate. Motion carried. (49-31)

Representative Dussault moved that SB 142 be taken from Second Reading and rereferred to the Committee on State Administration. Motion carried.

Representative Fagg moved that SB 37, which passed Second Reading this day, be taken from Third Reading and rereferred to the Committee on Appropriations. Motion carried.

### SPECIAL ORDERS OF THE DAY

Because Senator Pat Regan got a bit miffed with the Republican leadership at the Appropriations Committee hearing on Saturday and because, when she stormed out of that meeting, she fell and blackened her eye and bruised her hip, she was presented with first aid in the form of a beefsteak for her black eye, proffered hesitantly on the end of a long stick by Majority Leader Fagg, who was protected by a vintage red football helmet—just in case.

### UNFINISHED BUSINESS

The Speaker appointed the following representatives to the Select Committee on Employee Compensation:

Sivertsen, Chairman  
Lund  
Iverson  
Bardanouve  
Holliday

### SPECIAL ORDERS OF THE DAY

Consent Calendar

Discussion was allowed on SB 307.

Representative Fagg moved that the House adjourn until 3:00 p.m., March 10, 1981.

Motion carried.

House adjourned at 5:50 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

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## FIFTY-THIRD LEGISLATIVE DAY

Helena, Montana  
March 10, 1981

House Chambers  
Capitol Building

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Ernst, O'Connell, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Fifty-second Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 3/10/81  
Correctly printed - HB 543, HB 776.  
Correctly engrossed - HB 653.  
Considered correctly engrossed - HB 548.  
Correctly enrolled - HB 50, HB 153, HB 331, HB 344.  
Examined by the sponsor (Gould) and found to be correct - HB 50.  
Examined by the sponsor (Williams) and found to be correct - HB 153.  
Examined by the sponsor (Kanduch) and found to be correct - HB 331.  
Examined by the sponsor (Ellerd) and found to be correct - HB 344.  
Signed by the Speaker at 4:25 p.m., 3/10/81 - HB 50, HB 153, HB 331, HB 344.

AGRICULTURE, LIVESTOCK AND IRRIGATION (Smith, Chairman): 3/9/81

SB 146, be concurred in. Report adopted.

BUSINESS AND INDUSTRY (Fabrega, Chairman): 3/9/81

SB 151, be concurred in. Report adopted.

SB 178, third reading copy, be amended as follows:

1. Title, lines 5 through 7.

Following: "TO" on line 5

Strike: remainder of line 5 through "LIMITING" on line 6

Insert: "PREVENT THE LICENSING OF CERTAIN BUSINESSES SELLING ALCOHOL IN CLOSE"

Following: "PROXIMITY" on line 6

Strike: remainder of line 6 through "LICENSEES" on line 7

Following: "WORSHIP" on line 7

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 1, line 13.

Following: "(3),"

Strike: "A"

Insert: "No"

Following: "retail"

Strike: "licensee"

Insert: "license"

Following: "may"

Strike: remainder of line 13

Insert: "be issued pursuant to this code to any business or enterprise whose"



3. Page 1, line 14.

Following: "premises"

Insert: "are"

4. Page 1.

Following: line 23

Insert: "the licensee does not relocate his entrances any closer than the existing entrances and if"

5. Page 2, lines 4 through 7.

Following: "1937" on line 4

Strike: remainder of line 4 through "(1)" on line 7

6. Page 2.

Following: line 10

Insert: "Section 2. Effective date. This act is effective on passage and approval."

And, as amended, be concurred in. Report adopted.

SB 211, be concurred in. Report adopted.

SB 261, be concurred in. Report adopted.

EDUCATION AND CULTURAL RESOURCES (Eudaily, Chairman):

3/9/81

SB 456, third reading copy, be amended as follows:

1. Title, line 10.

Following: "AMENDING"

Strike: "SECTION"

Insert: "SECTIONS"

Following: "20-9-302"

Insert: "AND 20-9-303"

2. Page 3.

Following: line 5

Insert: "Section 2. Section 20-9-303, MCA, is amended to read:

"20-9-303. Definition of foundation program and its proportion of the maximum-general-fund-without-a-voted-levy schedule amount — nonisolated school foundation program financing — special education funds. (1) As used in this title, the term "foundation program" shall mean the minimum operating expenditures, as established herein, that are sufficient to provide for the educational program of a school. The foundation program relates only to those expenditures authorized by a district's general fund budget and shall not include expenditures from any other fund. It shall be financed by:

(a) county equalization moneys;

(b) state equalization aid; and

(c) when required, moneys from an additional state levy for a state deficiency.

(2) The dollar amount of the foundation program shall be 80% of the maximum-general-fund-budget-without-a-voted-levy limitation as set forth in the schedules in 20-9-316 through 20-9-321. The foundation program of an elementary school having an ANB of nine or fewer pupils for 2 consecutive years which is not approved as an isolated school under the provisions of 20-9-302 shall be 80% of the schedule amount, but the county and state shall participate in

financing one-half of the foundation program, and the district shall finance the remaining one-half by a tax levied on the property of the district. When a school of nine or fewer pupils is approved as isolated under the provisions of 20-9-302, the county and state shall participate in the financing of the total amount of the foundation program.

(3) Funds provided to support the special education accounting budget may be expended only for special education purposes as approved by the superintendent of public instruction in accordance with the special education budgeting provisions of this title. Expenditures for special education shall be accounted for separately from the balance of the school district general fund. Transfers between items within the special education budget for accounting purposes may be made at the discretion of the board of trustees in accordance with the financial administration part of this title. The unexpended balance of the special education accounting budget shall carry over to the next year to reduce the amount of funding required to finance the district's ensuing year's maximum-budget-without-a-vote for special education."

And, as amended, be concurred in. Report adopted.

SB 458, third reading copy, be amended as follows:

1. Title, line 8.

Following: "1979"

Insert: "AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 1.

Following: line 12

Insert: "Section 2. Effective date. This act is effective on passage and approval."

And, as amended, be concurred in. Report adopted.

JUDICIARY (Keyser, Chairman):

3/9/81

SB 112, third reading copy, be amended as follows:

1. Title, line 5.

Following: "TO"

Strike: "REQUIRE"

Insert: "ALLOW"

2. Title, line 6.

Following: "RIGHTS"

Strike: "PRIOR TO"

Insert: "OR THE"

3. Title, line 7.

Following: "BRINGING"

Insert: "OF"

4. Title, line 8.

Following: "DISCRIMINATION"

Insert: "BUT NOT BOTH SIMULTANEOUSLY"

5. Page 1, line 14.

Following: "may"

Strike: "SHALL"

Insert: "may"

6. Page 1, lines 19 through 22.

Following: “.” on line 19

Strike: remainder of lines 19 through 22

7. Page 1.

Following: line 25

Insert: “(2) The complainant may pursue a complaint in district court without filing a complaint before the human rights commission but may not then pursue the complaint before the commission.”

Renumber: subsequent subsection

And, as amended, be concurred in. Report adopted.

SB 119, be concurred in. Report adopted.

SB 145, be concurred in. Report adopted.

STATE ADMINISTRATION (Feda, Chairman):

3/10/81

SB 184, be concurred in. Report adopted.

SB 232, third reading copy, be amended as follows:

1. Page 3.

Following: line 6

Insert: “Section 3. Coordination section. If both this act and HB 45, introduced in the 47th legislature, are passed and approved, the percentage amount contained in 19-3-801 shall reflect the sum of the increases in the employer contribution provided in HB 45 and this act.”

Renumber: subsequent sections

And, as amended, be concurred in. Report adopted.

SB 450, be concurred in. Report adopted.

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 804 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Hannah, Mueller, Oberg.

Total 3

Excused: Ernst, O'Connell.

Total 2

Absent or not voting: Shelden.

Total 1

Senate Bill No. 11 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Curtiss, Dozier, Stobie.

Total 3

Excused: Ernst, O'Connell.

Total 2

Absent or not voting: Quilici, Shelden.

Total 2

Senate Bill No. 29, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ellison, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 85

Noes: Bardanouve, Bennett, Brand, Daily, Dussault, Fabrega, Kemmis, Menahan, Seifert, Vincent, Yardley.

Total 11

Excused: Ernst, O'Connell.

Total 2

Absent or not voting: Hurwitz, Shelden.

Total 2

Senate Bill No. 36, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz,



Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Ernst, O'Connell.

Total 2

Absent or not voting: Shelden.

Total 1

Senate Bill No. 39 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Stobie.

Total 1

Excused: Ernst, O'Connell.

Total 2

Absent or not voting: Bergene, Shelden.

Total 2

Senate Bill No. 46 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shontz, Sivertsen, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Brown, Burnett, Daily, Huennekens, Roth, Seifert, Smith, Switzer, Vinger.

Total 9

Excused: Ernst, O'Connell.

Total 2

Absent or not voting: Shelden.

Total 1

Senate Bill No. 75 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Azzara, Dozier, Manuel.

Total 3

Excused: Ernst, O'Connell.

Total 2

Absent or not voting: Shelden.

Total 1

Senate Bill No. 94 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Vinger.

Total 1

Excused: Ernst, O'Connell.

Total 2

Absent or not voting: Shelden.

Total 1

Senate Bill No. 103, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride,

McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Curtiss, Kemmis, Smith, Switzer, Mr. Speaker.

Total 5

Excused: Ernst, O'Connell.

Total 2

Absent or not voting: Shelden.

Total 1

Senate Bill No. 111 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Azzara, Bennett, Brand, Brown, Jacobsen, Kanduch, Lund, McBride, Nordtvedt, Roth, Seifert, Stobie.

Total 12

Excused: Ernst, O'Connell.

Total 2

Absent or not voting: Shelden.

Total 1

Senate Bill No. 158 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Feda.

Total 1

Excused: Ernst, O'Connell.

Total 2



Absent or not voting: Shelden.

Total 1

Senate Bill No. 165 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Ernst, O'Connell.

Total 2

Absent or not voting: Shelden.

Total 1

Senate Bill No. 166 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Ernst, O'Connell.

Total 2

Absent or not voting: Shelden.

Total 1

Senate Bill No. 262 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp,



Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Bennett, Brand, Burnett, Hannah, Manning, Nordtvedt, Roth, Vinger, Winslow.

Total 9

Excused: Ernst, O'Connell.

Total 2

Absent or not voting: Shelden.

Total 1

Senate Bill No. 459, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Menahan.

Total 1

Excused: Ernst, O'Connell.

Total 2

Absent or not voting: Shelden.

Total 1

### CONSENT CALENDAR

Senate Bill No. 307 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Schultz, Vinger.

Total 2

Excused: Ernst, O'Connell.

Total 2

Absent or not voting: Fagg, Keedy, Shelden, Shontz.

Total 4

Representative Fagg moved that the House stand in recess for 30 minutes, to reconvene at 3:50 p.m., so that both parties could caucus. Motion carried.

House recessed at 3:20 p.m.

House reconvened at 3:55 p.m.

### MESSAGES FROM THE OTHER HOUSE

House Bill not concurred in and returned to the House: 3/9/81

House Bill No. 75, introduced by Harper

House Bill indefinitely postponed and returned to the House: 3/9/81

House Bill No. 145, introduced by Yardley, Matsko, Moore, et al.

House Bills concurred in and returned to the House: 3/9/81

House Bill No. 3, introduced by Spilker

House Bill No. 60, introduced by Williams, Bengtson, Oberg, et al.

House Bill No. 140, introduced by Eudaily

House Bill No. 150, introduced by Lory

House Bill No. 199, introduced by Lory

House Bill No. 254, introduced by Kropp

House Bill No. 274, introduced by Brand, R. Manning

House Bill No. 315, introduced by Gould

House Bill No. 335, introduced by Kanduch, Conroy, D. Brown, et al.

House Bill No. 387, introduced by Hart

### MOTIONS

Representative Kemmis moved that HB 18 be taken from Second Reading and rereferred to the Committee on Taxation. Representative Nordtvedt made a substitute motion that consideration on HB 18 be passed until the 60th legislative day. Motion carried unanimously.

Representative McBride moved that SB 354 be taken from Second Reading and rereferred to the Committee on State Administration. This is a sunset bill dealing with the State Board of Athletics. Motion carried.

Representative McBride moved that SB 442 be taken from the Committee on Local Government and rereferred to the Committee on State Administration so that SB 354 may be considered with it. Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following bill was introduced, read first time and referred to committee:

HJR 51, introduced by Bertelsen. Referred to Committee on Natural Resources.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Brown in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Daily excused at this time.

The Committee on Appropriations excused at this time.

Representative Nordtvedt moved that SB 3 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kitselman, Kropp, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Sivertsen, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 74

Noes: None.

Total 0

Excused: Bardanouve, Bengtson, Conroy, Cozzens, Daily, Donaldson, Ernst, Hemstad, Hurwitz, Lory, Lund, Manuel, Moore, O'Connell, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 19

Absent or not voting: Azzara, Dussault, Iverson, Kessler, Keyser, Seifert, Yardley.

Total 7

Representative Winslow moved that SB 127, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Sivertsen, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 75

Noes: None.

Total 0

Excused: Bardanouve, Bengtson, Conroy, Cozzens, Daily, Donaldson, Ernst, Hemstad, Hurwitz, Lory, Lund, Manuel, Moore, O'Connell, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 19

Absent or not voting: Dussault, Fagg, Hannah, Marks, Seifert, Yardley.

Total 6

Representative Kanduch moved that SB 394, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 72

Noes: Hannah, Sales.

Total 2

Excused: Bardanouve, Bengtson, Conroy, Cozzens, Daily, Donaldson, Ernst, Hemstad, Hurwitz, Lory, Lund, Manuel, Moore, O'Connell, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 19

Absent or not voting: Dussault, Harrington, Keedy, Marks, Seifert, Sivertsen, Yardley.

Total 7

Representative Eudaily moved that SB 440 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bennett, Bergene, Brand, Brown, Burnett, Conn, Curtiss, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Seifert, Shelden, Smith, Spilker, Switzer, Teague, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 67

Noes: Asay, Bertelsen, Briggs, Hannah, Hart, Keyser, Phillips, Schultz, Underdal, Winslow.

Total 10

Excused: Bardanouve, Bengtson, Conroy, Cozzens, Daily, Donaldson, Ernst, Hemstad, Hurwitz, Lory, Lund, Manuel, Moore, O'Connell, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 19

Absent or not voting: Dussault, Harrington, Marks, Sivertsen.

Total 4

Representative Holliday moved that SB 125, as amended, be concurred in. Motion carried by the following vote:



Ayes: Abrams, Anderson, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kropp, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Seifert, Shelden, Smith, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 70

Noes: Andreason, Asay, Fabrega, Nordtvedt, Sales, Spilker.

Total 6

Paired: Ernst, Aye; Spilker, No.

Excused: Bardanouve, Bengtson, Conroy, Cozzens, Daily, Donaldson, Hemstad, Hurwitz, Lory, Lund, Manuel, Moore, O'Connell, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 18

Absent or not voting: Harrington, Kessler, Kitselman, Marks, Schultz, Sivertsen.

Total 6

Representative Eudaily moved that SB 281, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 75

Noes: None.

Total 0

Excused: Bardanouve, Bengtson, Conroy, Cozzens, Daily, Donaldson, Ernst, Hemstad, Hurwitz, Lory, Lund, Manuel, Moore, O'Connell, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 19

Absent or not voting: Burnett, Fagg, Hannah, Marks, Sivertsen, Smith.

Total 6

Representative Dozier moved that SB 34 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Seifert, Shelden, Sivertsen, Spilker,

Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 76

Noes: Sales.

Total 1

Excused: Bardanouve, Bengtson, Conroy, Cozzens, Daily, Donaldson, Ernst, Hemstad, Hurwitz, Lory, Lund, Manuel, Moore, O'Connell, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 19

Absent or not voting: Harrington, Marks, Schultz, Smith.

Total 4

Representative Bertelsen moved that SB 54 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sheldon, Sivertsen, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: None.

Total 0

Excused: Bardanouve, Bengtson, Conroy, Cozzens, Daily, Donaldson, Ernst, Hemstad, Hurwitz, Lory, Lund, Manuel, Moore, O'Connell, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 19

Absent or not voting: Harrington, Marks, Nordtvedt, Smith.

Total 4

Representative Nordtvedt moved that SB 55 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Devlin, Dozier, Dussault, Ellerd, Eudaily, Fabrega, Fagg, Fedá, Hannah, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Seifert, Sheldon, Sivertsen, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 74

Noes: Ellison, Gould, Keyser.

Total 3

Excused: Bardanouve, Bengtson, Conroy, Cozzens, Daily, Donaldson, Ernst, Hemstad, Hurwitz, Lory, Lund, Manuel, Moore, O'Connell, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 19

Absent or not voting: Harrington, Marks, Schultz, Smith.

Total 4

Representative Conn moved that SB 71 be concurred in. Representative Vincent made a substitute motion that consideration on SB 71 be passed for the day. Motion carried.

Representative Curtiss excused at this time.

Representative Winslow moved that SB 204 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bergene, Briggs, Brown, Burnett, Conn, Devlin, Dozier, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Sivertsen, Spilker, Teague, Underdal, Vincent, Williams, Winslow, Yardley.

Total 57

Noes: Andreason, Bennett, Bertelsen, Brand, Dussault, Ellerd, Harp, Jacobsen, Jensen, Keyser, Mueller, Nordtvedt, Sales, Smith, Switzer, Wallin, Zabrocki.

Total 17

Excused: Bardanouve, Bengtson, Conroy, Cozzens, Curtiss, Daily, Donaldson, Ernst, Hemstad, Hurwitz, Lory, Lund, Manuel, Moore, O'Connell, Quilici, Shontz, Stobie, Thoft, Waldron.

Total 20

Absent or not voting: Azzara, Keedy, Oberg, O'Hara, Roth, Vinger.

Total 6

That the Committee rise and report. (Brown, Chairman). Representative Brown moved the adoption of the Committee of the Whole Report. Representative Nordtvedt made a substitute motion to segregate SB 55 from the committee report and that, as amended, report be adopted. Motion carried. (76-1)

## MOTIONS

Representative Nordtvedt moved that SB 55 be taken from Second Reading and rereferred to the Committee on Taxation. Motion carried.

Representative Fagg moved that the House adjourn until 3:00 p.m., March 11, 1981.

Motion carried.

House adjourned at 5:35 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## FIFTY-FOURTH LEGISLATIVE DAY

Helena, Montana  
March 11, 1981

House Chambers  
Capitol Building

House convened at 3:20 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Feda, O'Connell, Vinger, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Fifty-third Legislative Day, find the same to be correct.

SPILKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 3/11/81

Correctly enrolled - HB 60, HB 464.

Examined by the sponsor (Williams) and found to be correct - HB 60.

Examined by the sponsor (Ellerd) and found to be correct - HB 464.

Signed by the Speaker at 3:00 p.m., 3/11/81 - HB 464.

Signed by the Speaker at 5:00 p.m., 3/11/81 - HB 60.

Delivered to the Governor for his approval at 5:25 p.m., 3/11/81 - HB 60.

Representative Fagg moved that the House stand in recess for 15 minutes, to reconvene at 3:45 p.m. Motion carried.

House in recess.

House reconvened at 3:50 p.m.

Representative Anderson excused at this time.

EDUCATION AND CULTURAL RESOURCES (Eudaily, Chairman):

3/9/81

SJR 12, be not concurred in.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Dussault, Hart, Keedy, Nilson, Pavlovich, Teague, Vincent.

Total 7

Excused: Feda, O'Connell, Vinger.

Total 3



Absent or not voting: None.

Total 0

FISH AND GAME (Ellison, Chairman):

3/10/81

SB 320, be not concurred in. Representative Ellison moved the adoption of the Adverse Committee Report. Representative Brand made a substitute motion that SB 320 be placed on Second Reading. Motion carried. (64-31)

SB 413, be not concurred in.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Phillips, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vincent, Waldron, Wallin, Winslow, Yardley, Mr. Speaker.

Total 78

Noes: Brand, Daily, Dozier, Dussault, Huennekens, Manning, McLane, Nilson, Pavlovich, Pistoria, Robbins, Teague, Thoft, Zabrocki.

Total 14

Excused: Feda, O'Connell, Vinger.

Total 3

Absent or not voting: Abrams, Oberg, O'Hara, Quilici, Williams.

Total 5

JUDICIARY (Keyser, Chairman):

3/9/81

SB 89, as amended, be not concurred in.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Brand, Curtiss, Daily, Gould, Pavlovich, Quilici, Teague, Mr. Speaker.

Total 8

Excused: Anderson, Feda, O'Connell, Vinger.

Total 4

Absent or not voting: Bardanouve, Bennett.

Total 2

SB 149, be not concurred in.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Bennett, Brand, Brown, Conn, Dussault, Gould, Harp, Keedy, Kessler, Metcalf, Pistoria, Quilici, Teague, Vincent, Waldron.

Total 15

Excused: Anderson, Feda, O'Connell, Vinger.

Total 4

Absent or not voting: None.

Total 0

3/10/81

SB 162, be not concurred in. Representative Keyser moved the adoption of the Adverse Committee Report. Representative Keedy made a substitute motion that SB 162 be placed on Second Reading. Motion carried. (53-42)

SB 174, be not concurred in.

3/9/81

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Bardanouve, Brown, Pistoria, Quilici.

Total 4

Excused: Feda, O'Connell, Vinger.

Total 3

Absent or not voting: Azzara, Switzer, Thoft.

Total 3

STATE ADMINISTRATION (Feda, Chairman):  
SB 135, be not concurred in.

3/10/81

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Wallin, Williams, Winslow, Yardley, Mr. Speaker.  
Total 74

Noes: Bengtson, Brand, Brown, Daily, Dozier, Dussault, Harper, Harrington, Hart, Huennekens, Kessler, Manning, McBride, Metcalf, Nilson, Pavlovich, Shelden, Teague, Vincent, Waldron, Zabrocki.  
Total 21

Excused: Anderson, Feda, O'Connell, Vinger.  
Total 4

Absent or not voting: Keedy.  
Total 1

TAXATION (Nordtvedt, Chairman):

3/7/81

HB 708, do not pass. Representative Nordtvedt moved the adoption of the Adverse Committee Report. Representative Fabrega made a substitute motion that HB 708 be printed and placed on Second Reading. After much debate, Representative Smith called for the previous question. Motion carried. Thereupon, Representative Fabrega's substitute motion failed. (37-58) Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Andreason, Asay, Bengtson, Bennett, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fagg, Gould, Hannah, Hanson, Harp, Holliday, Iverson, Jacobsen, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, McLane, Mueller, Nordtvedt, O'Hara, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.  
Total 58

Noes: Bardanouve, Bergene, Brown, Daily, Donaldson, Dozier, Dussault, Fabrega, Harper, Harrington, Hart, Hemstad, Huennekens, Kanduch, Keedy, Kemmis, Kessler, Manning, Matsko, McBride, Metcalf, Meyer, Moore, Neuman, Nilson, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Shelden, Vincent, Waldron, Yardley.  
Total 34

Excused: Anderson, Feda, O'Connell, Vinger.  
Total 4

Absent or not voting: Azzara, Hurwitz, Jensen, Menahan.  
Total 4

APPROPRIATIONS (Lund, Chairman):  
HB 833, do pass. Report adopted.

3/11/81

## BUSINESS AND INDUSTRY (Fabrega, Chairman):

3/10/81

SB 2, be concurred in. Report adopted.

SB 49, be concurred in. Report adopted.

SB 241, third reading copy, be amended as follows:

1. Statement of Intent, page 3.

Following: line 3

Insert: "It is the intent of the Legislature in enacting Senate Bill 241 to enable the Insurance Commissioner to implement a program for control of Medicare supplemental policies which will enable Montana to be exempted from the voluntary certification program for such policies established by Public Law 96-265. It is also the intent of the Legislature that policies supplementing Medicare be available to as broad a segment of senior citizens as possible. To that end, Senate Bill 241 should not be construed so as to prohibit the sale of Medicare supplemental policies with benefit levels less than those established by Public Law 96-265, if the Insurance Commissioner finds that such sales would not prevent Montana from obtaining the aforementioned exemption."

And, as amended, be concurred in. Report adopted.

SB 333, be concurred in. Report adopted.

## EDUCATION AND CULTURAL RESOURCES (Eudaily, Chairman):

3/11/81

SJR 13, be concurred in. Report adopted.

## JUDICIARY (Keyser, Chairman):

3/10/81

SB 14, be concurred in. Report adopted.

SB 120, third reading copy, be amended as follows:

1. Title, line 6.

Following: "3-15-202,"

Strike: "3-15-312, 3-15-314,"

2. Title, line 8.

Following: "3-15-202"

Insert: ", 3-15-314,"

3. Page 1, line 24 through line 20 on page 2.

Strike: sections 2 and 3 in their entirety

Renumber: subsequent sections

4. Page 5, lines 4 through 13.

Strike: section 8 in its entirety

Renumber: subsequent sections

5. Page 6, line 12.

Following: "3-15-202"

Insert: ", 3-15-314,"

And, as amended, be concurred in. Report adopted.

SB 159, third reading copy, be amended as follows:

1. Title, line 6.

Following: ";;"

Insert: "AND CLARIFYING THE DEFINITION OF OUTFITTER;"

2. Page 2, line 7.

Following: "(d)"



Insert: "for consideration"

3. Page 3, line 1.

Following: "acts"

Insert: "or omissions"

4. Page 3, lines 5 and 6.

Following: "damage" on line 5

Strike: remainder of line 5 through "recovery" on line 6

5. Page 4, lines 6 through 10.

Following: "participant" on line 6

Strike: remainder of line 6 through "he" on line 8

Following: "received" on line 8

Strike: "sufficient instruction"

Insert: "permission"

Following: "guide" on line 9

Strike: "to permit safe usage"

6. Page 4, line 11.

Following: "(c)"

Strike: remainder of line 11

7. Page 4, line 13.

Following: "injury to"

Insert: "himself or"

8. Page 4, lines 15 through 24.

Strike: section 5 in its entirety

Renumber: subsequent sections

9. Page 4, line 25.

Following: "through"

Strike: "5"

Insert: "4"

10. Page 5, line 3.

Following: "through"

Strike: "5"

Insert: "4"

And, as amended, be concurred in. Report adopted.

SB 170, be concurred in. Report adopted.

SB 171, be concurred in. Report adopted.

SB 173, be concurred in. Report adopted.

STATE ADMINISTRATION (Feda, Chairman):

3/11/81

SB 187, be concurred in. Report adopted.

SB 312, be concurred in. Report adopted.

TAXATION (Nordtvedt, Chairman):

3/11/81

HB 305, introduced bill, be amended as follows:

1. Title, line 5.

Following: "USE"

Insert: "A SEMIANNUAL"

Following: "VALUE"

Strike: "AS OF JANUARY 1 OF THE ASSESSMENT YEAR"

2. Page 1, line 20.

Following: "using"

Insert: "the"

Following: "value"

Strike: "as of January 1 of the year of assessment"

Insert: "of the vehicle as contained in the most recent, comprehensive, semiannual volume of the Mountain States Edition of the National Automobile Dealers Association Official Used Car Guide"

3. Page 2, line 21.

Following: "(1)"

Strike: "A"

Insert: "Except as provided in subsection (3), a"

4. Page 3, line 17.

Following: "using"

Insert: "the"

Following: "value"

Strike: "as of January 1 of the year of assessment"

Insert: "of the vehicle as contained in the most recent, comprehensive, semiannual volume of the Mountain States Edition of the National Automobile Dealers Association Official Used Car Guide"

5. Page 3, line 23.

Following: "1,"

Strike: "1982"

Insert: "1981"

And, as amended, do pass. Report adopted.

HB 561, do pass. Report adopted.

SB 41, be concurred in. Report adopted.

### MESSAGES FROM THE OTHER HOUSE

House Bills concurred in as amended and returned to the House for concurrence in Senate Amendments: 3/10/81

House Bill No. 195, introduced by Curtiss, Kanduch, Stobie, et al.

House Bill No. 301, introduced by Matsko, Turnage, Moore, et al.

The Senate, on 3/10/81, acceded to the request of the House of Representatives for the return of Senate Bill No. 154, introduced by Kolstad, Galt, Iverson, et al., and is returning the said bill to the House for further consideration.

House Bills not concurred in and returned to the House: 3/10/81

House Bill No. 751, introduced by Meyer, Ryan, Quilici

House Bill No. 808, introduced by Eudaily, Andreason

House Bills concurred in and returned to the House: 3/10/81

House Bill No. 269, introduced by McLane, Asay, Feda, et al.

House Bill No. 342, introduced by Moore, Stephens

House Bill No. 505, introduced by Moore, Marks

House Bill No. 508, introduced by Yardley

House Bill No. 509, introduced by Quilici, Dussault, Vincent, et al.

### MOTIONS

Representatives Manuel and Roush excused at this time.

Representative Anderson present at this time.

Representative Fagg moved that consideration on the Governor's veto of HB 250 be passed until the 59th legislative day. Motion carried.

Representative Fagg moved that the following proposed rules for the debate of HB 500 be adopted:

#### PROPOSED RULES FOR DEBATE OF HB 500

1. Each appropriations subcommittee chair will fully explain his portion of the bill. Chair will not be subject to the gag rule.

2. The section will then be opened for debate, questions and amendments.

3. Following completion of the debate on each section it will be closed and will not be reopened except by majority vote.

4. When a member moves to reopen a section for amendment, only the amendment of that member will be entertained. Another member wishing to amend the same section will have to remake the motion to reopen the section.

5. Debate on the motion to reopen a section is limited to the question of reopening the section. The amendment itself cannot be debated at that time. This does not prohibit the member from explaining the amendment to be considered.

6. Staff of the Legislative Fiscal Analyst may sit on the floor to advise subcommittee chair.

7. Each member except the chair may speak once to each section before the Committee.

Motion carried.

Representative Fagg moved that the House temporarily suspend the rules to allow HB 500 to be heard on Third Reading the same day it is passed on Second Reading. Motion carried. (86-8)

Representative Moore moved that the rules be temporarily suspended to allow HB 833, the standing committee report on which was adopted today, to be heard on Second Reading this day and that it be placed at the top of the board. Motion carried unanimously.

Representative Moore further moved that should HB 833 be passed on Second Reading this day, the rules be temporarily suspended to allow it to be heard on Third Reading the same day. Motion carried unanimously.

Representative Brown moved that SB 119 be placed below HB 833 on the Second Reading board because of his schedule. Motion carried.

Representative Keedy moved that SB 162 be taken from Second Reading and rereferred to the House Committee on Judiciary. Motion carried.

Representative Underdal moved that the rules be temporarily suspended to allow him to draft and introduce a House joint resolution dealing with strychnine and federal regulations. Motion carried.

#### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 548 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ernst, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, McBride, McLane, Menahan, Metcalf, Mueller, Nilson, Oberg, O'Hara, Pavlovich, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Stobie, Switzer, Teague, Underdal, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 74

Noes: Bennett, Devlin, Ellerd, Eudaily, Fabrega, Hannah, Hemstad, Hurwitz, Matsko, Meyer, Moore, Neuman, Nordtvedt, Phillips, Pistoria, Roth, Sales, Spilker, Thoft, Wallin.

Total 20

Paired: Roush, Aye; Moore, No.

Excused: Feda, Manuel, O'Connell, Vinger.

Total 4

Absent or not voting: Conroy, Ellison.

Total 2

House Bill No. 653 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Bardanouve, Daily, Dozier, Harrington, Neuman, Nilson, Smith.

Total 7

Paired: Roush, Aye; Dozier, No.

Excused: Feda, Manuel, O'Connell, Vinger.

Total 4

Absent or not voting: Conroy, Switzer, Underdal.

Total 3

Senate Bill No. 35 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Teague, Thoft, Underdal,



Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Burnett, Daily, Gould, Harp, Seifert, Stobie, Switzer.

Total 7

Excused: Feda, Manuel, O'Connell, Roush, Vinger.

Total 5

Absent or not voting: Conroy.

Total 1

Senate Bill No. 60 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Harp, Shontz, Smith.

Total 3

Excused: Feda, Manuel, O'Connell, Roush, Vinger.

Total 5

Absent or not voting: Conroy, Stobie.

Total 2

Senate Bill No. 66 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Feda, Manuel, O'Connell, Roush, Vinger.

Total 5

Absent or not voting: Bennett.

Total 1

Senate Bill No. 73 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Feda, Manuel, O'Connell, Roush, Vinger.

Total 5

Absent or not voting: None.

Total 0

Senate Bill No. 85, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Bennett, Burnett, Donaldson, Hannah.

Total 4

Excused: Feda, Manuel, O'Connell, Roush, Vinger.

Total 5

Absent or not voting: None.

Total 0

Senate Bill No. 106 was concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, \*Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Andreason, Brand, Hannah, Nordtvedt, Roth.

Total 5

Excused: Feda, Manuel, O'Connell, Roush, Vinger.

Total 5

Absent or not voting: Cozzens.

Total 1

\*Representative Moore moved that his vote be recorded as yes. Motion carried unanimously. See Motions.

Senate Bill No. 117, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Andreason, Asay, Donaldson, Keedy.

Total 4

Excused: Feda, Manuel, O'Connell, Roush, Vinger.

Total 5

Absent or not voting: Fagg.

Total 1

Senate Bill No. 218 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Feda, Manuel, O'Connell, Roush, Vinger.

Total 5

Absent or not voting: None.

Total 0



Senate Bill No. 233 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 90

Noes: None.

Total 0

Excused: Feda, Manuel, O'Connell, Roush, Vinger.

Total 5

Absent or not voting: Fagg, Lund, Moore, Pistoria, Underdal.

Total 5

Representative Moore moved that SB 257 be removed from the Third Reading board because the Appropriations Committee was absent for the Second Reading debate and, therefore, that it be rereferred to the Committee on Appropriations. Motion carried.

Senate Bill No. 338 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Donaldson, Dozier, Dussault, Ellison, Ernst, Fabrega, Fagg, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Vincent, Waldron, Wallin, Williams, Yardley, Mr. Speaker.  
Total 75

Noes: Brand, Burnett, Curtiss, Devlin, Ellerd, Eudaily, Harp, Hurwitz, Keedy, Keyser, McLane, Mueller, Sales, Seifert, Smith, Stobie, Thoft, Winslow, Zabrocki.  
Total 19

Excused: Feda, Manuel, O'Connell, Roush, Vinger.

Total 5

Absent or not voting: Underdal.

Total 1

Senate Bill No. 365 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly,



Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Feda, Manuel, O'Connell, Roush, Vinger.

Total 5

Absent or not voting: None.

Total 0

Senate Bill No. 393 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Feda, Manuel, O'Connell, Roush, Vinger.

Total 5

Absent or not voting: None.

Total 0

Senate Bill No. 395 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Hannah, Nordtvedt, Sales, Smith.

Total 4

Excused: Feda, Manuel, O'Connell, Roush, Vinger.

Total 5

Absent or not voting: None.

Total 0

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following bills were introduced, read first time and referred to committees:

HB 837, introduced by Bardanouve. Referred to Committee on Appropriations.

HB 838, introduced by Lund, (By Request of the House Appropriations Committee). Referred to Committee on Appropriations.

HJR 52, introduced by Sivertsen, Norman, Turnage, Goodover, Williams, (By Request of the House Joint Resolution No. 5 Committee). Referred to Committee on Taxation.

### MOTIONS

Representative Vincent moved that SB 154 be taken from Second Reading and rereferred to the Committee on Education. Motion carried.

Representative Moore moved that his vote on SB 106, Third Reading, be recorded as yes. Motion carried.

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Harp in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representatives Fagg and Iverson excused at this time.

That HB 833 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Azzara, Hannah, Nordtvedt, Sales.

Total 4

Excused: Fagg, Feda, Iverson, Manuel, O'Connell, Roush, Vinger.

Total 7

Absent or not voting: Bennett, Lund, Meyer, Shontz.

Total 4

Representative Brown moved that SB 119 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Keedy.

Total 1

Excused: Fagg, Feda, Manuel, O'Connell, Roush, Vinger.

Total 6

Absent or not voting: Kropp, Lund, Oberg.

Total 3

Representatives Brown, Ellison, Keedy, Mueller, Pavlovich, and Quilici excused at this time.

Representative Sales moved that SB 15, third reading copy, be amended. Amendment failed by the following vote:

Ayes: Bennett, Bertelsen, Cozzens, Devlin, Ellerd, Ernst, Gould, Hannah, Hanson, Hurwitz, Keyser, Kropp, Marks, Matsko, Nordtvedt, Ryan, Sales, Seifert, Sivertsen, Stobie, Switzer, Underdal, Wallin.

Total 23

Noes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Brand, Briggs, Burnett, Conn, Conroy, Curtiss, Daily, Donaldson, Dozier, Dussault, Eudaily, Fabrega, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Lory, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Hara, Phillips, Pistoria, Robbins, Roth, Schultz, Shelden, Shontz, Smith, Spilker, Teague, Thoft, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 60

Excused: Brown, Ellison, Fagg, Feda, Iverson, Keedy, Manuel, Mueller, O'Connell, Pavlovich, Quilici, Roush, Vinger.

Total 13

Absent or not voting: Jensen, Lund, Manning, Moore.

Total 4

Representative Sales moved that SB 15, third reading copy, be amended as follows:

1. Page 26.

Following: line 18

Insert: "NEW SECTION. Section 18. Redemption of bonds. All bonds issued between the effective date and termination date for a longer term than 5 years shall be redeemable at the option of the governing body on any interest payment date after the fifth year of



the term for which they were issued has expired, and it shall be so stated on the bonds."

Renumber: subsequent sections

Amendment passed by the following vote:

Ayes: Asay, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ernst, Fabrega, Gould, Hannah, Hanson, Harp, Hemstad, Huennekens, Hurwitz, Keyser, Kitselman, Marks, Meyer, Moore, Neuman, Nordtvedt, O'Hara, Robbins, Roth, Ryan, Sales, Schultz, Shontz, Sivertsen, Stobie, Switzer, Thoft, Underdal, Wallin, Winslow, Zabrocki.

Total 42

Noes: Abrams, Anderson, Azzara, Bardanouve, Bennett, Brand, Conroy, Daily, Dozier, Dussault, Eudaily, Harper, Harrington, Hart, Holliday, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Lory, Matsko, McBride, McLane, Menahan, Metcalf, Nilson, Oberg, Phillips, Pistoria, Smith, Spilker, Teague, Vincent, Waldron, Williams, Yardley.

Total 37

Excused: Brown, Ellison, Fagg, Fedá, Iverson, Keedy, Manuel, Mueller, O'Connell, Pavlovich, Quilici, Roush, Vinger.

Total 13

Absent or not voting: Andreason, Bengtson, Jensen, Kropp, Lund, Manning, Seifert, Shelden.

Total 8

Representative Sales moved that SB 15, third reading copy, be further amended as follows:

1. Page 26, line 19.

Following: "instruction."

Strike: "Section"

Insert: "Sections 17 and"

Following: "18"

Strike: "is"

Insert: "are"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 80

Noes: Dozier, Dussault.

Total 2

Excused: Brown, Ellison, Fagg, Fedá, Iverson, Keedy, Manuel, Mueller, O'Connell, Pavlovich, Quilici, Roush, Vinger.

Total 13

Absent or not voting: Andreason, Bardanouve, Bengtson, Jensen, Kropp.

Total 5



Representative Azzara moved that SB 15, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fabrega, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Oberg, O'Hara, Phillips, Pistoria, Robbins, Roth, Ryan, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 76

Noes: Ellerd, Hannah, Lund, Nordtvedt, Sales, Stobie.

Total 6

Excused: Brown, Ellison, Fagg, Feda, Iverson, Keedy, Manuel, Mueller, O'Connell, Pavlovich, Quilici, Roush, Vinger.

Total 13

Absent or not voting: Andreason, Bardanouve, Bengtson, Kropp, Seifert.

Total 5

Representative Sales moved that SB 26, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Hurwitz, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 76

Noes: Sivertsen, Stobie.

Total 2

Excused: Brown, Ellison, Fagg, Feda, Iverson, Keedy, Manuel, Mueller, O'Connell, Pavlovich, Quilici, Roush, Vinger.

Total 13

Absent or not voting: Conroy, Hemstad, Huennekens, Jensen, Kropp, Lund, Marks, Shelden, Thoft.

Total 9

Representative Conn moved that SB 71 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ernst, Eudaily, Fabrega, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Roth, Sales, Shontz,

Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 76

Noes: Burnett, Hannah, Robbins, Ryan, Schultz, Stobie.

Total 6

Excused: Brown, Ellison, Fagg, Feda, Iverson, Keedy, Manuel, Mueller, O'Connell, Pavlovich, Quilici, Roush, Vinger.

Total 13

Absent or not voting: Dozier, Ellerd, Kropp, Seifert, Shelden.

Total 5

Representative Kitselman moved that SB 145 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Robbins, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 80

Noes: None.

Total 0

Excused: Brown, Ellison, Fagg, Feda, Iverson, Keedy, Manuel, Mueller, O'Connell, Pavlovich, Quilici, Roush, Vinger.

Total 13

Absent or not voting: Hurwitz, Kropp, Marks, Roth, Sales, Shelden, Smith.

Total 7

Representative Smith moved that SB 146 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Stobie.

Total 1

Excused: Brown, Ellison, Fagg, Feda, Iverson, Keedy, Manuel, Mueller, O'Connell, Pavlovich, Quilici, Roush, Vinger.

Total 13

Absent or not voting: Kropp, Shelden.

Total 2

That the Committee rise and report. (Harp, Chairman). Report adopted. (84-1)

### THIRD READING OF BILLS

The following bill having been read three several times, title and history agreed to, was disposed of in the following manner:

House Bill No. 833 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Oberg, O'Hara, Phillips, Robbins, Roth, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Azzara, Hannah, Nordtvedt, Sales.

Total 4

Excused: Brown, Ellison, Fagg, Feda, Iverson, Keedy, Manuel, Mueller, O'Connell, Pavlovich, Quilici, Roush, Vinger.

Total 13

Absent or not voting: Kropp, Pistoria.

Total 2

### MOTIONS

Representative Ellerd moved that his vote on SB 71, Second Reading, be recorded as no. Motion failed, since it was not unanimous.

Representative Spilker moved that the House adjourn until 3:00 p.m., March 12, 1981.

Motion carried.

House adjourned at 6:37 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## FIFTY-FIFTH LEGISLATIVE DAY

Helena, Montana  
March 12, 1981

House Chambers  
Capitol Building

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Daily, Harp, Vinger, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Fifty-fourth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### SPECIAL ORDERS OF THE DAY

Superintendent of Public Instruction Ed Argenbright and two guests were escorted to the well of the House.

Superintendent Argenbright introduced Montana's teacher of the year, Charles L. Nelson, of the Seeley-Swan school system, to the House of Representatives, where he received a standing ovation. He was then presented with a full set of the Encyclopedia Britannica by a spokesman from the company, Charles Davis. He also received a plaque from Good House-keeping magazine honoring him as Montana's teacher of the year.

### SPECIAL SPECIAL ORDERS OF THE DAY

WHEREAS, the annual House-Senate basketball game was held last evening at the Helena Junior High gymnasium; and

WHEREAS, the Big Orange Crush of the House soundly trounced the feeble, geriatric efforts of the Senate (61-60), despite illegally recruited players not on the Senate roster.

THEREFORE, the following members were escorted to the rostrum, introduced by the Speaker, and presented with a trophy:

"Dunker Bob" Anderson

(Coach-Player)

"Boom-Boom" Brown

"Chuckin" Cozzens

"Hatchet" Hannah

"Dribbling Dan" Harrington

"Jumping Jerry" Kessler

"Killer" Kitselman

"Mean Man" Menahan

"Mad Dog" Meyer

"Tip-In Ted" Neuman

"Nasty" Nordtvedt

"Limping Les" Nilson

"Dashing Dave" O'Hara  
(Blackie)

"Swisher" John Vincent  
(Most Valuable Player)

"Cool Hand Cal" Winslow

The orange-clad representatives were led by Representative John Vincent who poured in 32 points to offset the 31-point contribution of the elongated Steve Brown of the Senate. "Mean Man" Menahan, whose quickness was evident throughout the game, stymied the Senate offense by completely controlling the center court and challenging anyone to attempt to dribble past him. All in all, it was a pretty good football game, with what the sportswriters called "torrid underboards action".

The House stood in recess at 3:20 p.m., so that the team might visit the Senate chamber and deliver a fresh orange (appropriately inscribed) to each senator in condolence and to express their good will despite the stall tactics used throughout the contest and to show the Senate that they



didn't really deserve the criticism that "they can't pass basketballs any better than they pass legislation . . ."

The House resumed at 3:35 p.m.

### REPORTS OF STANDING COMMITTEES

**BILLS (Spilker, Chairman):** 3/12/81  
 Correctly enrolled - HB 3, HB 140, HB 150, HB 199, HB 254, HB 274, HB 315, HB 335, HB 387.  
 Examined by the sponsor (Spilker) and found to be correct - HB 3.  
 Examined by the sponsor (Eudaily) and found to be correct - HB 140.  
 Examined by the sponsor (Lory) and found to be correct - HB 150, HB 199.  
 Examined by the sponsor (Kropp) and found to be correct - HB 254, HB 274.  
 Examined by the sponsor (Gould) and found to be correct - HB 315.  
 Examined by the sponsor (Kanduch) and found to be correct - HB 335.  
 Examined by the sponsor (Hart) and found to be correct - HB 387.  
 Delivered to the Governor for his approval at 11:25 a.m., 3/11/81 - HB 50, HB 153, HB 331, HB 344.

**STATE ADMINISTRATION (Feda, Chairman):** 3/11/81  
 SB 7, be not concurred in.

Thereupon, the Adverse Committee Report was adopted by the following vote:

**Ayes:** Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harrington, Hart, Hemstad, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, O'Connell, Pavlovich, Pistoria, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.  
 Total 77

**Noes:** Harper, Holliday, Huennekens, Keedy, Manning, Metcalf, Stobie, Teague, Waldron, Yardley.  
 Total 10

**Excused:** Daily, Harp, Vinger.  
 Total 3

**Absent or not voting:** Azzara, Bardanouve, Bertelsen, Conroy, Nordtvedt, Oberg, O'Hara, Phillips, Quilici, Ryan.  
 Total 10

**TAXATION (Nordtvedt, Chairman):** 3/11/81  
 HB 523, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

**Ayes:** Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory,

Lund, Manning, Manuel, Matsko, McBride, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, O'Connell, Pavlovich, Pistoria, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 86

Noes: None.  
Total 0

Excused: Daily, Harp, Vinger.  
Total 3

Absent or not voting: Bardanouve, Bergene, Cozzens, McLane, Metcalf, Nordtvedt, Oberg, O'Hara, Phillips, Quilici, Ryan.  
Total 11

#### AGRICULTURE, LIVESTOCK AND IRRIGATION (Smith, Chairman):

3/11/81

SB 363, third reading copy, be amended as follows:

1. Title, line 9.  
Following: "AN"  
Strike: "IMMEDIATE"
2. Page 8, lines 24 and 25.  
Strike: "on passage and approval"  
Insert: "July 1, 1981"

And, as amended, be concurred in. Report adopted.

SB 414, be concurred in. Report adopted.  
SJR 16, be concurred in. Report adopted.  
SJR 18, be concurred in. Report adopted.

#### APPROPRIATIONS (Lund, Chairman):

3/12/81

HB 500, introduced bill, be amended as follows:

1. Pages 1 through 5.  
Strike: everything following the enacting clause  
Insert: "Section 1. Short title. This act may be cited as the "General Appropriations Act of 1981".

Section 2. Definitions. For the purposes of this act, unless otherwise stated, the following definitions apply:

(1) "Agency" means each state office, department, division, board, commission, council, committee, institution, university unit, or other entity or instrumentality of the executive branch, office of the judicial branch, or office of the legislative branch of state government.

(2) "Approving authority" means the governor or his designated representative for executive branch agencies; the chief justice of the supreme court for judicial branch agencies; appropriate legislative committees for legislative branch agencies; or the board of regents for the university system.

(3) "University system unit" means the board of regents, office of the commissioner of higher education, the university of Montana at Missoula, Montana state university at Bozeman, Montana college of mineral science and technology at Butte, eastern Montana college at Billings, northern Montana college at Havre, western Montana college at Dillon, the agricultural experiment station with central offices at Bozeman, the cooperative extension service with central office

at Bozeman, or the bureau of mines and geology with central office at Butte.

Section 3. Budget amendments. (1) The approving authority may approve a budget amendment to spend funds that were not available for consideration by the legislature but have become available from a source other than the state's general fund or earmarked revenue fund and other than receipts to the state from the United States government made available under provisions of P.L. 94-488, the federal Revenue Sharing Extension Act or any extension or modification of that act. Each budget amendment shall be submitted to the budget director and the office of legislative fiscal analyst.

(2) A budget amendment may be approved to spend money in the earmarked revenue fund only if the approving authority certifies that an emergency justifies the expenditure.

(3) A budget amendment may be approved for a time period greater than one fiscal year but not to exceed the biennium ending June 30, 1983. Budget amendments for greater than one fiscal year shall itemize planned expenditures by fiscal year.

Section 4. Amendment procedures. (1) In approving a budget amendment, the approving authority shall:

(a) certify specific additional services to be provided as a result of a higher expenditure level;

(b) certify that no other alternative is available to provide the additional services;

(c) certify that the additional proposed services have not been considered and rejected by the legislature;

(d) certify that no commitment, implied or otherwise, is made for increased future general fund support;

(e) specify criteria for evaluating the effectiveness of the additional services provided.

(2) The additional funds are appropriated contingent upon total compliance with all budget amendment procedures.

Section 5. Budget requests. Sufficient funds are appropriated in this act to enable each agency to submit its 1985 biennium budget request to the budget director and the legislative fiscal analyst pursuant to the time schedule established in 17-7-112(1). If any agency fails to submit its final, complete budget request by the deadlines established in 17-7-112(1), the expenditure authority herein granted shall be reduced or rescinded by the budget director unless the agency director certifies that an emergency situation has precluded a timely budget presentation and the budget director approves an extension not to exceed 30 days.

Section 6. Detailed budget information. Within 10 days after the 48th legislature convenes in regular session, the budget director and the legislative fiscal analyst shall mutually exchange expenditure recommendations by object of expenditure to the second level of detail and by funding source detailed by treasury fund. This information shall be filed in the respective offices and available to members of the legislature and the general public.

Section 7. Expenditure limit. Expenditures may not exceed appropriations.



Section 8. Other appropriated funds. Unless otherwise indicated herein, the appropriations made under the column heading "Other Appropriated Funds" are from funds within the earmarked revenue fund, the federal and private revenue fund, or the revolving fund that accrue under provisions of law to the expending agency.

Section 9. Operating budgets. Expenditures may be made only in accordance with operating budgets approved by the approving authority. The respective appropriations are contingent upon approval of the operating budget by July 1 of each fiscal year. Each operating budget shall include expenditures for each agency program detailed at least by personal services, operating expenses, equipment, benefits and claims, transfers, and local assistance.

Section 10. Access to records. No funds appropriated by this act may be expended for any contract, written or oral, for services with a nonstate entity for services to be provided by the nonstate entity to members of the public on behalf of the state unless such contract contains a provision allowing access to those records of the nonstate entity as may be necessary for legislative audit and analysis purposes in determining compliance with the terms of the contract. Each such contract may be unilaterally terminated by the state, and each contract shall so provide upon refusal of the nonstate entity to allow access to records necessary to carry out the legislative audit and analysis functions set out in Title 5, chapters 12 and 13.

Section 11. Reduction of appropriation. In the event of a shortfall in revenue, the governor may reduce any appropriation by not more than 15% except appropriations for:

- (1) payment of interest and retirement of state debt;
- (2) the legislative branch;
- (3) the judicial branch;
- (4) public schools; or
- (5) salaries of elected officials during their term of office.

Section 12. Severability. If any section, subsection, sentence, clause, or phrase of this act is for any reason held unconstitutional, such decision does not affect the validity of the remaining portions of this act.

Section 13. Reversion. Notwithstanding other provisions of law, the unexpended balance of each appropriation reverts to the fund from which it was appropriated at the end of each fiscal year unless otherwise provided in this act.

Section 14. Other funds to offset general fund. The approving authority shall decrease the general fund appropriation of the agency by the amount of funds received from other sources in excess of the appropriation provided in this act unless such action is expressly contrary to state or federal law, rule, or contract or the approving authority certifies that the services to be funded by the additional funds are significantly different from those for which the agency has received an appropriation.

Section 15. National conference of state legislatures. Agencies may participate in the activities and programs of the national conference of state legislatures within existing appropriations.



Section 16. Totals not appropriations. The totals shown in the act are for informational purposes only and are not appropriations.

Section 17. Appropriations. The following money is appropriated only for the purposes shown for the respective fiscal years:

A. LEGISLATIVE, JUDICIAL, AND ADMINISTRATIVE AGENCIES

	Fiscal Year 1982		Fiscal Year 1983	
	General Fund	Other Appropriated Funds	General Fund	Other Appropriated Funds
LEGISLATIVE AUDITOR				
	1,008,825	861,675	1,266,805	783,425
LEGISLATIVE FISCAL ANALYST				
	456,224		473,685	
LEGISLATIVE COUNCIL				
	1,828,101	318,200	1,774,563	42,000
ENVIRONMENTAL QUALITY COUNCIL				
	151,807		166,178	
CONSUMER COUNSEL				
		460,752		479,237
JUDICIARY				
1. Supreme Court Operations				
	1,000,113		980,656	
2. Boards and Commissions				
	141,182		145,269	
3. Law Library				
	279,969		325,813	
4. District Courts				
	1,537,532		1,545,622	
5. Moving Expenses				
			31,342	
6. Moving Expenses: Rent Increase				
			130,301	
7. Montana Reports				
	42,000		40,000	
Total Judiciary	3,000,796		3,199,003	
GOVERNOR'S OFFICE				
1. Executive Office				
	777,732	150,000	757,638	100,000
2. Mansion Maintenance				
	78,986		70,721	
3. Air Transportation				
	90,124		99,969	
4. Office of Budget and Program Planning				
	643,626		654,946	
5. Legal Jurisdiction				
	83,248		89,568	
6. Lieutenant Governor				
	173,141		179,332	
7. Citizens' Advocate				
	65,864		68,654	
8. Board of Visitors				
	46,813		48,545	

	Fiscal Year 1982 General Fund	Other Appropriated Funds	Fiscal Year 1983 General Fund	Other Appropriated Funds
9. Old West Regional Commission Dues	45,000		60,000	
10. Engine Replacement	<u>70,000</u>			
Total Governor's Office	2,074,534	150,000	2,029,373	100,000

Federal indirect costs reimbursements shall be reverted to the general fund.

Item 10 is an expense for the biennium.

Funds in item 9 shall revert to the general fund if not used for this purpose.

#### SECRETARY OF STATE

1. Records Management	580,152		632,661	
2. Administrative Code	41,740	80,000	46,095	81,000
Total Secretary of State	621,892	80,000	678,756	81,000

A budget amendment increasing the administrative code's revolving fund spending authority in item 2 may be approved only for additional printing expenses and related supplies and postage.

#### COMMISSIONER OF POLITICAL PRACTICES

120,466	119,992
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#### STATE AUDITOR

1. State Auditor	1,549,845	125,000	1,596,452	150,000
2. Actuarial Fees: Insurance Division	<u>10,000</u>		<u>10,000</u>	
Total State Auditor	1,559,845	125,000	1,606,452	150,000

In addition to the funds appropriated above, the local assistance distribution of funds provided for in 19-10-305(1), 19-11-512, 19-11-606, and 19-12-301 is appropriated.

Revenues generated under provisions of 50-3-109 shall be deposited to the general fund.

#### DEPARTMENT OF JUSTICE

1. General Operations	7,916,002	8,260,020	7,462,202	8,438,636
2. Case Travel: Legal Services Division	12,000		13,000	
3. Contracted Services: Antitrust	37,632		40,645	
4. Severance Pay	4,900			

	Fiscal Year 1982		Fiscal Year 1983	
	General Fund	Other Appropriated Funds	General Fund	Other Appropriated Funds
5. Hearings Officer		5,000		5,000
6. Audit	37,000	4,000		
7. Moving Costs		1,713	25,000	
8. Out-of-State Travel: Forensic Science	1,000		1,000	
9. County Attorney Payroll	602,395		602,395	
10. Transportation of Prisoners	112,314		129,115	
11. Radio Equipment	32,000		25,000	
Total Department of Justice	8,755,243	8,270,733	8,298,357	8,443,636

Appropriated amounts within item 2 are for case-related travel only.

Any fund balance remaining within the motor vehicle account at the end of a fiscal year shall revert to the general fund.

Any collections made by the county prosecutor services program or antitrust enforcement efforts shall be deposited to the general fund.

Item 4 contains \$4,900 for the biennium for severance pay, to be paid upon request from the county prosecutor program.

The rate charged by the agency legal services program may not exceed \$30 per hour in 1982 and \$35 per hour in 1983.

Collections made from hearings conducted by the motor vehicle division on dealer franchises shall be deposited to the general fund.

Funds remaining within the 1981 biennium appropriation for coal tax defense at June 30, 1981, are reappropriated for the 1983 biennium for the same purpose. These funds are approved for legal-related costs only.

#### BOARD OF CRIME CONTROL

1. General Operations	219,400	404,100	217,900	404,400
2. Grants		1,100,000		2,100,000
Total Board of Crime Control	219,400	1,504,100	217,900	2,504,400

Should federal funds become available for the uniform crime reporting program or the criminal justice data center, a like amount of general fund, less the matching requirement, shall be reverted. The maximum general fund reversion is \$83,800 in 1982 and \$86,500 in 1983, less matching requirements.

#### DEPARTMENT OF HIGHWAYS

1. General Operations Division	7,545,871	7,591,008
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	Fiscal Year 1982 Other Appropriated Funds	Fiscal Year 1983 Other Appropriated Funds
General Fund	General Fund	
2. Low-Band Radio Equipment	74,000	74,000
3. Construction Division	118,303,305	118,876,162
4. Maintenance Division	36,011,400	37,854,616
5. Preconstruction Division	12,435,358	12,198,196
6. Service Revolving Division	2,426,004	2,537,543
7. Motor Pool Division	1,036,727	1,160,844
8. Equipment Division	11,369,034	12,113,491
9. Stores Inventory	13,341,876	14,518,052
10. Capital Outlay	570,072	571,153
11. Audit	22,000	66,000
Total Department of Highways	203,135,647	207,561,065

During the 1983 biennium the department of highways shall:

(1) Develop and institute a comprehensive construction project planning system. This system will be the basis for:

- (a) project scheduling,
- (b) project monitoring,
- (c) manpower planning,
- (d) work measurement and evaluation,
- (e) cash flow projections,
- (f) long- and short-range construction goals, and
- (g) budget preparation.

(2) Utilize the partial funding method for construction projects.

(3) Institute a cash forecasting system to minimize cash reserves.

(4) Maintain a surplus of completed construction plans in order to obligate and expend the maximum amount of federal dollars available for construction during the biennium.

(5) Submit to the 1983 legislature a construction work plan for the 1985 biennium that ties directly to the 1985 biennium budget request. This work plan must specify, by road system or project area, projects on which a million dollars or more would be spent during the 1985 biennium and an aggregate cost for projects with anticipated expenditures of less than a million dollars. Costs must be detailed by year, fund, and project phase.



General Fund	Fiscal Year 1982		General Fund	Fiscal Year 1983	
	Other Appropriated Funds			Other Appropriated Funds	

(6) Institute a maintenance management system for the maintenance division that incorporates equipment needs and usage.

(7) Conduct a thorough assessment of equipment needs based on maintenance needs by geographic area.

(8) Submit to the 1983 legislature a maintenance work plan that ties directly to the maintenance division budget request for the 1985 biennium.

(9) Report quarterly to the legislative finance committee regarding the progress of the above-mentioned items and obtain its direction for budget submission.

Should additional federal money become available during the 1983 biennium for highway construction, highway earmarked funds shall be budget amended to the extent of matching requirements.

Earmarked revenue within the equipment division must be reduced dollar for dollar by revenue collected from the auction of equipment. This is contingent upon passage of SB 169.

The Helena headquarters van pool project administered by the department of highways may continue in operation and is to be operated on a self-supporting basis.

Funds may be transferred between line items 1, 3, 4, 5, 6, 7, and 8 to reflect actual personal service expense. No other transfers between line items may be made. This is not to be construed as permitting the transfer of full-time equivalent employees between programs, nor may there be an increase in the total number of appropriated full-time equivalent employees.

The conservation education program is not funded.

The maintenance division is directed to establish a separate revolving account to reflect collections and expenditures related to damaged structures. One million dollars per year in highway earmarked funds will be replaced with revolving authority.

#### DEPARTMENT OF REVENUE

1. General Operations				
	12,340,311	1,325,313	12,490,050	1,359,671
2. Audit Costs				
	16,500	8,500	49,500	25,500
3. Legal Fees:				
Director's Office				
	25,000		25,000	
4. Recovery Services Division				
	197,718	593,153	199,603	598,807
Total Department of Revenue				
	12,579,529	1,926,966	12,764,153	1,983,978

Should the recovery services division return \$1.05 in collections per \$1.00 expended in 1982, the appropriation in item 4 may be increased a maximum of \$16,000 from the general fund and \$48,000 in federal funds for fiscal 1983.

Fiscal Year 1982		Fiscal Year 1983	
General Fund	Other Appropriated Funds	General Fund	Other Appropriated Funds

Cash within the central supply revolving account at 1981 fiscal year end must be deposited to the general fund. Collections from liquidation of inventory during the 1983 biennium must also be deposited to the general fund.

In addition to those amounts appropriated above, there are appropriated to the liquor division funds necessary to maintain adequate inventories of liquor and wine and to operate the state liquor monopoly. The division shall deposit not less than \$13 million of liquor profits to the general fund during the 1981 biennium. During the 1983 biennium, profits may not be less than 15% of net liquor sales and not less than \$13 million. Net liquor sales are gross liquor sales less discounts and all taxes collected.

The operational expenses of the liquor merchandising system may not exceed 15% of net liquor sales. Operational expenses may not include product or freight costs. The liquor division has full authority to determine store operating hours and the number and location of stores and employees and may raise or lower the liquor pricing formula to achieve the deposit requirement.

Nonprofitable state stores should be closed or converted to agency stores in an orderly manner. A non-profitable store is one that shows a net loss or is less profitable than if run at agency store status after reducing gross revenues by all state excise and license taxes and by deducting therefrom all normal operating expenses, which includes a pro rata share, based on gross sales, of central administrative office expenses.

The county commissioners of the various counties and the governing bodies of local government units shall provide office space in county courthouses or government office buildings to the department of revenue of the state for its use at no cost to the state. The department is not liable for any expenses in connection with the use of such space, including but not limited to rent, utilities, or janitorial services. The department shall use such space as offices for its agents: the county assessor, appraiser, and their respective staffs.

#### DEPARTMENT OF ADMINISTRATION

1. General Operations	4,272,015	14,167,074	4,303,068	14,407,576
2. Communication Expense - Communications Division		2,938,440		2,862,239
3. Insurance Expenses - Insurance Division	175,000	1,769,195	192,500	1,898,888
4. Audit Fees	15,500	60,500		
5. Equipment - Duplicating Services		152,799		61,500
6. Systems Development - Merit System		25,000		27,100
7. Systems Development - Purchasing Division	120,000		55,500	

	Fiscal Year 1982		Fiscal Year 1983	
	General Fund	Other Appropriated Funds	General Fund	Other Appropriated Funds
8. Systems Development - Teacher's Retirement System				
		140,000		
Total Department of Administration	4,582,515	19,253,008	4,551,068	19,257,303

The agency shall charge those divisions not supported by general fund for legal services provided by the attorney in the central office, and such income shall be deposited in the general fund.

An additional accountant is provided in the architecture and engineering division for the 1983 biennium only.

The architecture and engineering program is funded solely from the long-range building account. Any fund balance at the end of a fiscal year shall be reverted to the long-range building account. This program shall assess a 1% charge on the cost of construction funded from accounts other than the long-range building account at the time a contract is let and this revenue shall be deposited to the long-range building account.

The intent of the legislature is that all office space rentals in Helena be based on competitive bid.

The maximum length of a purchasing contract is extended to five years for the purchase of a new computer by the computer services division.

The state may continue to use its own printing facilities.

The graphic arts bureau of the publications and graphics division shall establish a separate revolving fund and shall become a self-supporting operation.

The office of budget and program planning shall assure reimbursement to the general fund for all management studies or systems support needs assessments provided by the consulting services bureau to nongeneral funded agencies if those agencies have sufficient funding available.

The board of investments shall operate under an earmarked fund.

As of July 1, 1981, interest generated on the \$2.5 million loan to the self-insurance fund shall be deposited to the sinking fund that loaned the funds. Repayment of the loan shall occur at such time as the invested funds reach par.

All employees working under the direction of the workers' compensation judge shall be classified.

In the local government services division, general fund money is provided only for administrative support, which includes 6.7 full-time employees, and related support costs. Auditing services are expected to be self-supporting.

The budgeting, accounting, and reporting system (BARS), which is being implemented statewide into local governmental entities, is expected to be completed no later than June 30, 1984.



	Fiscal Year 1982		Fiscal Year 1983	
	General Fund	Other Appropriated Funds	General Fund	Other Appropriated Funds
1. Adjutant General	832,240	688,435	902,865	753,687
2. Disaster and Emergency Services	<u>167,679</u>	<u>283,424</u>	<u>166,701</u>	<u>285,590</u>
Total Military Affairs	999,919	971,859	1,069,566	1,039,277

All departments within section A may purchase low-band radio equipment on an emergency basis only. The department director shall certify on the purchase order the nature of the emergency.

Amounts line itemed for audits may be transferred between fiscal years.

#### TOTAL LEGISLATIVE, JUDICIAL, AND ADMINISTRATIVE

37,959,096	237,057,940	38,215,851	242,425,321
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#### B. HUMAN SERVICES

#### DEPARTMENT OF HEALTH AND ENVIRONMENTAL SCIENCES

3,095,282	17,368,421	3,111,318	18,127,463
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#### DEPARTMENT OF LABOR AND INDUSTRY

1. Labor Administration	430,137		423,601
2. Labor Standards	369,476	31,377	386,192
3. Personnel Appeals	318,604	8,000	322,506
4. Employment & Training		1,187,396	
5. Human Rights	122,355	75,657	129,150
6. Employment Security		15,056,962	
7. Workers' Compensation	<u>806,399</u>	<u>4,685,371</u>	<u>768,886</u>
Total Department of Labor and Industry	1,616,834	21,474,900	1,606,734
			22,055,080

In item 5, general funds shall revert in the amount that other appropriated funds exceed the amounts shown for each fiscal year.

The division of workers' compensation shall study performance factors that measure the division's operational effectiveness. The intent is to determine if the workers' compensation division budget should be based on performance measurements rather than expenditure limitations. This study shall be presented to the governor and the legislative finance committee by August 1, 1982.

#### DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

1. General Operations	21,199,903	23,384,217	23,584,030	24,172,714
2. Medicaid State Institutional Reimbursements	3,134,021		3,369,523	
3. Medicaid	53,530,911			



	Fiscal Year 1982		Fiscal Year 1983	
	General Fund	Other Appropriated Funds	General Fund	Other Appropriated Funds
4. Medicaid Accrual	4,350,000		4,785,000	
5. Department of Community Affairs — Community Services		1,128,474		1,206,884
Total Department of Social and Rehabilitation Services	82,214,835	24,512,691	31,738,553	25,379,598

Within other appropriated funds in item 1 is \$175,000 for the biennium for the operation of the development disabilities policy advisory council. Any federal money received above this amount may be spent only to improve direct client services as recommended by the council and approved by the SRS director.

The department is encouraged to utilize medicaid funds to support community services for the developmentally disabled where the use of such funds is cost-effective in providing services in the least restrictive environment. The department may use any savings generated from the budget for the developmentally disabled to develop additional community services.

The director shall reorganize the vocational rehabilitation and visual service programs to effect administrative economies and maintain direct benefits to clients within the appropriations herein provided. At least 15% of federal funds available for vocational rehabilitation shall be expended for the blind.

The governing body of any area agency on aging that contracts with SRS shall conduct its business in open meetings as required by Title 2, chapter 3, MCA.

When federal funds for health underserved rural areas, Indian health services, and certification surveys by the department of health and environmental sciences decrease or end, there is to be no request for state funding of these services.

The department may use general fund money appropriated in item 3 together with matching federal funds to augment item 2. The department shall fully match the appropriation in item 2 at the maximum allowable federal rate with federal medicaid funds.

Item 3 is a biennial appropriation for cash expenditures made from June 1 to July 30 of each fiscal year. There may not be an accrual made at fiscal year end under item 3.

Item 4 is only for medicaid accruals. There may not be any cash expenditures made against this appropriation during fiscal 1982, 1983, or 1984. A unique responsibility center and appropriation number shall be established in the statewide budgeting and accounting system to account for this appropriation.

By August 1, 1982, the department shall identify all optional services by specific type provided under the medicaid program. The identification must include the number of recipients, cost per optional service, and the impact of not funding each option.

If appropriated funds are not sufficient to provide medical care for all eligible persons, the department shall use the following priorities in keeping expenditures within appropriations:

	Fiscal Year 1982		Fiscal Year 1983	
	Other		Other	
	Appropriated		Appropriated	
	Funds		Funds	
General			General	
Fund			Fund	

(1) limit the increases in reimbursement paid per service for medical care to no more than 10% for each fiscal year of the 1983 biennium to the maximum extent feasible; and

(2) limit amount, scope, and duration of medical services provided.

The payment standard for families under the aid to families with dependent children program (AFDC) shall be an equal percentage of the poverty index according to family size. The payment standard for a family of two may not exceed \$258 in fiscal 1982 and \$280 in fiscal 1983.

Item 5 may be merged into the department of social and rehabilitation services' organizational structure or transferred to another state agency by approval of the governor's office. The legislative finance committee must be informed of any interagency transfers. The appropriation authority must be accounted for by a unique appropriation number in the statewide budgeting and accounting system.

Because of the uncertainty in federal funding, the department should anticipate receiving the level of federal funding for AFDC, Medicaid, and Title XX calculated in the appropriations until funds at the federal level are allocated.

## TOTAL HUMAN SERVICES

86,926,951	63,356,012	36,456,605	65,562,141
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## C. NATURAL RESOURCES AND BUSINESS REGULATION

All legislative audit appropriations in this section are biennial appropriations.

## DEPARTMENT OF AGRICULTURE

1. Centralized Services				
	106,606	598,149	107,220	602,190
2. Legislative Audit Fee				
	10,102			
3. Rural Development Program				
		34,960		35,714
4. Hail Insurance Unit				
	1,650	935,112	1,660	937,585
5. Crop and Livestock Unit				
	47,500	13,900	56,069	13,900
6. Transportation Unit				
	73,916	50,000	73,383	50,000
7. Wheat Research and Marketing				
		551,759		578,457
8. Environmental Management Division				
	246,103	671,912	251,816	684,368
9. Plant Industry Division				
	420,577	456,886	362,681	466,043
Total Department of Agriculture				
	906,454	3,312,678	852,829	3,368,257

	Fiscal Year 1982		Fiscal Year 1983	
	General Fund	Other Appropriated Funds	General Fund	Other Appropriated Funds

All indirect cost assessments received from Old West Regional Commission grants must be deposited in the general fund.

#### DEPARTMENT OF COMMERCE

1. Director's Office		121,432		126,249
2. Centralized Services		270,105		274,427
a. Legislative Audit				50,000
b. Moving Expenses		39,900		
3. Aeronautics Division		798,363		861,883
4. Administrative Support - Economic Development		27,399	19,194	104,558
Business Assistance Bureau	85,579	130,000	89,504	130,000
6. Economic Development Grants	59,000	235,000		
7. Board of Housing		470,496		490,281
8. Travel Promotion Program	600,000	100,000	700,000	200,000
9. Coal Board		9,314,904		11,306,975
10. Rail Planning Program	60,119	5,794,329	39,056	3,548,582
11. Community Development Program	229,415	3,893,881	236,180	4,043,553
12. Indian Affairs Program	81,505		82,950	
13. Business Regulation and Licensing Administration	132,598	237,906	141,220	253,460
14. Weights and Measures Program	361,229		344,183	
15. Financial Program	537,070		554,076	
16. Milk Control Program		224,856		234,127
17. Consumer Protection Program	83,684		84,879	
18. Board of Architects		22,797		23,290
19. Board of Barbers		19,547		20,523
20. Board of Chiropractors		11,948		12,352
21. Board of Cosmetologists		91,586		93,216
22. Board of Dentistry		28,676		30,039

	Fiscal Year 1982		Fiscal Year 1983	
	General	Other	General	Other
	Fund	Appropriated	Fund	Appropriated
		Funds		Funds
23. Electrical Board		55,983		57,186
24. Board of Hearing Aid Dispensers		4,898		5,045
25. Board of Horseracing		208,000		216,790
26. Board of Massage Therapists		3,604		3,845
27. Board of Medical Examiners		65,930		68,116
28. Board of Morticians		11,766		12,383
29. Board of Nursing		129,491		129,866
30. Board of Nursing Home Administrators		17,556		17,875
31. Board of Optometrists		11,790		12,287
32. Board of Osteopathic Physicians		778		832
33. Board of Pharmacists		77,966		79,832
34. Board of Plumbers		60,330		61,273
35. Board of Professional Engineers and Land Surveyors		94,386		97,102
36. Board of Public Accountants		119,112		110,192
37. Board of Realty Regulation		248,160		251,586
38. Board of Veterinarians		17,451		18,088
39. Board of Water Well Contractors		17,565		18,209
40. Board of Psychologists		9,447		10,575
41. Board of Sanitarians		4,461		4,711
42. Private Investigators Program		3,737		3,770
43. Board of Landscape Architects		6,048		6,419
44. Board of Speech Pathologists and Audiologists		6,813		7,189
45. Board of Radiologic Technologists		7,682		7,893
46. Board of Podiatry Examiners		1,063		1,106
47. Board of Physical Therapy Examiners		4,477		4,669
Total Department of Commerce	2,257,598	23,081,028	2,291,242	23,010,354



	Fiscal Year 1982		Fiscal Year 1983	
	General Fund	Other Appropriated Funds	General Fund	Other Appropriated Funds

The director's office and centralized services shall be operated from a revolving account, with all earmarked and federal accounts assessed a pro rata share of the total expenses. The revolving account shall be initiated with a loan from one of the accounts under the department's supervision and operated on a full accrual basis and in accordance with generally accepted accounting principles.

The department is authorized to reorganize its current organizational structure only after receiving approval from the office of budget and program planning and review by the legislative finance committee.

Included in the weights and measures program appropriation for fiscal 1982 is \$5,000 to be available for expenditure only if the cost of a new truck and trailer exceeds \$30,000.

Coal impact grants may be granted to local government units only to remedy a situation resulting from coal development. The local government unit must be making a bona fide local effort to provide for its own needs through normal financing channels (taxes, service fees, or bonds). The coal board may not authorize grants, except planning grants, to any local government unit whose property tax mill levy is less than 90% of the average mill levy of comparable local government units. Comparable communities shall be selected by the coal board.

#### DEPARTMENT OF FISH, WILDLIFE, AND PARKS

1. Centralized Services Division				
		3,342,313		3,466,298
2. Legislative Audit		45,000		
3. Purchase of Cessna 180		54,210		
4. Ecological Services Division		737,558		752,821
5. Fisheries Division		2,274,976		2,211,526
6. Enforcement Division		2,870,406		2,884,502
7. Game Damage		65,000		65,000
8. Wildlife Division		2,996,279		3,086,508
9. Recreation and Parks Division				
	581,865	1,409,484	622,029	1,484,724
10. Conservation Education Division		965,661		986,374
11. Administration		462,626		466,658
Total Department Fish, Wildlife, and Parks	581,865	15,223,513	622,029	15,404,411

Fiscal Year 1982		Fiscal Year 1983	
General Fund	Other Appropriated Funds	General Fund	Other Appropriated Funds

Included in the centralized services appropriation is revolving account authority of \$1,075,833 in fiscal 1982 and \$1,183,417 in fiscal 1983. The revolving accounts must be operated on a full accrual basis and in accordance with generally accepted accounting principles.

An additional \$500,000 a year is authorized in centralized services for the purpose of providing expenditure authority for federal and private funds that previously required budget amendments. Funds spent under this authorization must be accounted for separately from regular operations.

The Helena-based pilots shall be delegated enforcement responsibilities whenever they are not required for air transportation purposes.

The administration division appropriation includes:

(a) \$80,000 a year for transfer to the department of livestock for predator control;

(b) \$25,000 a year for the department to begin training to initiate the conservation officer concept within the department. A progress report on this effort must be made to the 1983 legislature.

(c) \$24,000 a year for uniforms or distinctive clothing for all field personnel outside of the enforcement division.

#### DEPARTMENT OF STATE LANDS

1. Central Management Program	722,169	250,464	717,917	246,317
2. Legislative Audit	15,000			
3. Reclamation Program	450,963	6,891,152	468,645	7,399,632
4. Land Administration Program	236,259		222,991	
5. Resource Development Program		574,934		468,043
Total Department of State Lands	1,424,391	7,716,550	1,409,553	8,113,992

The other funds appropriations for the central management program provide for salary and expenses of the Northern Powder River Environmental Impact Statement Team. The eight FTE approved for the team may continue only as long as federal funds are available to provide support.

#### DEPARTMENT OF LIVESTOCK

1. Centralized Services	73,320	219,962	75,820	227,460
2. Legislative Audit	3,250	9,750		
3. Diagnostic Laboratory Program	294,894	306,839	304,754	316,700
4. Disease Control Program		636,605		635,757

	Fiscal Year 1982		Fiscal Year 1983	
	General Fund	Other Appropriated Funds	General Fund	Other Appropriated Funds
5. Milk and Egg Program	176,096	11,500	183,023	12,000
6. Inspection and Control Program		1,576,968		1,611,730
7. Predator Control Program		278,863		295,881
8. Rabies and Rodent Control Program	65,563	15,000	60,621	15,000
Total Department of Livestock	613,123	3,055,487	624,218	3,114,528
DEPARTMENT OF NATURAL RESOURCES				
1. Centralized Services Division	1,059,202	758,243	1,051,051	801,551
2. Legislative Audit	8,400	21,600		
3. Oil and Gas Regulation Division		689,798		693,932
4. Conservation District Supervision Division	111,853	89,500	112,877	89,500
5. Water Resources Division	2,038,669	2,360,516	2,234,736	2,388,221
6. Forestry Division	4,029,305	1,887,964	3,871,654	1,889,399
7. Energy Division	425,945	3,242,757	430,225	3,502,341
8. Facility Siting Division	208,705	1,500,000	213,189	1,000,000
Total Department of Natural Resources	7,882,079	10,550,378	7,913,732	10,364,944

Included in the facility siting division appropriation of other funds for fiscal 1982 is \$500,000 resource indemnity trust fund interest to continue the appropriation of HB 908 of the 1979 legislature. The appropriation allows continuation of studies for the possible construction of a MHD engineering test facility in Montana. Expenditure of these funds is limited to the original appropriation.

The forestry division general fund appropriation for fiscal 1982 includes a \$180,000 biennial appropriation to acquire and upgrade firefighting vehicles and equipment for distribution to nine county cooperative fire districts. The districts shall operate and maintain the equipment.

Included in the general fund appropriation in item 5 for fiscal year 1983 is \$186,000 for either a grant to an irrigation district formed to operate the Daly ditch water project for the purpose of operating and maintaining the project for 1 year or, if an irrigation district is not formed, for use by the department in administering the abandonment of the project, including the removal of structures.

Included in the oil and gas regulation division appropriation each year is \$65,000 of resource indemnity trust fund interest for the purpose of repairing and plugging abandoned oil and gas wells.

#### PUBLIC SERVICE COMMISSION

	Fiscal Year 1982		Fiscal Year 1983	
	General	Other	General	Other
	Fund	Appropriated	Fund	Appropriated
		Funds		Funds
1. General Operations	1,075,840	19,310	1,089,643	19,310
2. Legislative Audit	7,000			
3. Special Audit	50,000			
Total Public Service Commission	1,132,840	19,310	1,089,643	19,310

The appropriation in item 3 will continue the audit and any litigation related to commission docket no. 80.8.55. The appropriation may be spent only for determining the original cost of Montana Power Company's hydroelectric properties or litigation related thereto.

#### TOTAL NATURAL RESOURCES AND BUSINESS REGULATION

14,798,350	62,958,944	14,803,246	63,395,796
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#### D. DEPARTMENT OF INSTITUTIONS

##### CENTRAL OFFICE

1. Director's Office	212,129	28,994	210,651	32,616
2. Alcohol & Drug Abuse Division	194,600	1,364,785	204,235	1,310,907
3. Corrections Division	3,552,241		3,665,827	
4. Management Services Division	776,215	64,328	794,682	73,183
5. Mental Health Division	3,937,010	541,026	4,332,262	546,162
Total Central Office	8,672,195	1,999,133	9,207,657	1,962,868

The Montana drug program shall be funded at 32 percent general fund and 68 percent federal funds.

General fund distribution by the mental health division to community mental health programs may not exceed \$3,731,453 in fiscal 1982 and \$4,122,272 in fiscal 1983. These amounts include pay raises. Sixty thousand dollars of funds appropriated for community mental health programs may be used to support programs provided by the current friends to youth program for emotionally disturbed children.

No general fund money may be used to support the manpower or community support programs.

#### BOULDER RIVER SCHOOL AND HOSPITAL

9,238,788	106,180	9,283,794	101,581
CENTER FOR THE AGED			
1,928,938	9,458	1,961,615	9,729

The amounts of \$18,395 in fiscal 1982 and \$21,118 in fiscal 1983 of the general fund appropriations must be used for a fire alarm system maintenance contract or be reverted to the general fund.



	Fiscal Year 1982		Fiscal Year 1983	
	General Fund	Other Appropriated Funds	General Fund	Other Appropriated Funds
EASTMONT TRAINING CENTER	1,524,011	48,728	1,542,188	49,799
GALEN STATE HOSPITAL	4,226,994	1,306,988	4,179,491	1,366,719
WARM SPRINGS STATE HOSPITAL	11,143,184	180,466	11,346,775	190,066

Funds may be transferred between Warm Springs state hospital and Galen state hospital by the budget amendment process. If applicable and warranted, further consolidation may take place between the two facilities.

MOUNTAIN VIEW SCHOOL	1,304,634	89,307	1,319,027	93,927
PINE HILLS SCHOOL	1,976,238	525,454	1,972,506	536,519
MONTANA STATE PRISON				
1. General Operations	6,689,367	73,041	6,858,710	73,980
2. Ranch		1,384,106		1,400,735
3. Industries	143,500	193,342	78,000	296,567
4. Canteen		250,469		250,521
5. License Plate Factory		491,242		529,718
Total Montana State Prison	6,832,867	2,392,200	6,936,710	2,551,521
SWAN RIVER YOUTH FOREST CAMP	634,528	95,773	644,594	96,080
VETERANS' HOME	478,860	714,000	469,407	727,500
BOARD OF PARDONS	102,047		101,972	

Personal services expenditures may not exceed the following level plus pay plan appropriations for each institution or program listed.

	<u>Fiscal 1982</u>	<u>Fiscal 1983</u>
Director's Office	191,738	191,738
Alcohol and Drug Abuse Division	530,438	530,438
Corrections Division	1,820,025	1,824,251
Management Services Division	646,087	634,499
Mental Health and Residential Services	344,378	344,378
Boulder River School and Hospital	7,622,623	7,622,623
Center for the Aged	1,491,662	1,491,662
Eastmont Training Center	1,311,589	1,311,589
Galen State Hospital	4,526,266	4,526,266
Mountain View School	1,155,261	1,155,498
Pine Hills School	2,019,866	1,975,381
Montana State Prison	4,958,053	4,972,643
Swan River Youth Forest Camp	479,892	479,989

Veterans' Home	882,356	882,538
Warm Springs State Hospital	9,266,217	9,266,217
Board of Pardons	80,004	80,004

If utilities expenditures exceed the amounts listed below, the institution may ask for a supplemental. If utilities do not exceed the anticipated amounts, the difference will be reverted to the general fund.

	<u>Fiscal 1982</u>	<u>Fiscal 1983</u>
Boulder River School and Hospital	484,045	542,130
Center for the Aged	85,125	95,340
Eastmont Training Center	47,989	53,748
Galen State Hospital	326,794	366,010
Mountain View School	47,911	53,660
Pine Hills School	114,992	126,422
Montana State Prison	239,486	267,766
Swan River Youth Forest Camp	45,253	50,683
Veterans' Home	91,286	102,241
Warm Springs State Hospital	724,971	811,968

TOTAL DEPARTMENT OF INSTITUTIONS

Fiscal Year 1982		Fiscal Year 1983	
General Fund	Other Appropriated Funds	General Fund	Other Appropriated Funds
48,063,284	7,467,687	48,965,736	7,686,309

E. OTHER EDUCATION

BOARD OF PUBLIC EDUCATION

1. Administration	79,104	79,020
2. Fire Services Training School	178,478	173,406
Total Board of Education	257,582	252,426

The board of public education shall be provided office space free of charge in the building leased by the state and paid from the appropriation to the commissioner of higher education. The fire service training school shall be provided office, storage, and classroom space, inclusive of weekend janitorial service, in the Great Falls vocational-technical center at no charge.

PUBLIC SCHOOL SUPPORT

1. Special Education	23,254,921	25,347,864
2. Special Education Emergency Contingency	500,000	500,000
3. Audiological Services	688,614	750,589
Total Public School Support	24,443,535	26,598,453

Item 1 is for foundation and permissive support of the maximum-budget-without-a-vote for special education.

General Fund	Fiscal Year 1982 Other Appropriated Funds	General Fund	Fiscal Year 1983 Other Appropriated Funds

Item 2 is for emergencies that may arise in special education programs at local districts. A district's board of trustees may apply for an allocation from these funds by presenting to the superintendent of public instruction a child-study team report and an individual educational plan for each child relating to this unforeseen expense and a current listing of programs, case loads, and related costs. The appropriation in item 2 is for the biennium and the specific amounts may be transferred between fiscal years.

Item 3 is for purchase of audiological services by the office of public instruction. These amounts may not be transferred between fiscal years. Any unused amounts revert at the end of the fiscal year.

Notwithstanding other provisions of law, the superintendent may not approve a maximum-budget-without-a-vote for special education which, in the aggregate, exceeds \$51,041,988 in the 1983 biennium.

Federal funds to support special education programs in excess of \$5,110,000 during the 1983 biennium shall be placed in a reserve fund and not spent until appropriated by the 1983 legislature.

#### SUPERINTENDENT OF PUBLIC INSTRUCTION, VOCATIONAL-TECHNICAL CENTERS

1. Billings Center				
a. Personal Services	434,969	490,694	487,031	521,942
b. Operating Expenses	133,475	166,368	194,230	208,152
c. Equipment	6,288	7,196	6,454	7,030
d. Audit Costs	14,000			
2. Butte Center				
a. Personal Services	588,475	304,643	663,762	327,519
b. Operating Expenses	76,437	46,300	119,901	59,162
c. Equipment	14,637	7,513	14,833	7,317
d. Audit Costs	13,000			
3. Great Falls Center				
a. Personal Services	539,848	360,799	602,669	379,037
b. Operating Expenses	128,719	86,028	176,418	119,759
c. Equipment	23,449	15,751	31,182	18,718
d. Audit Costs			14,000	
4. Helena Center				
a. Personal Services	898,055	429,643	990,168	457,023

	Fiscal Year 1982		Fiscal Year 1983	
	General Fund	Other Appropriated Funds	General Fund	Other Appropriated Funds
b. Operating Expenses	254,922	121,958	347,259	167,205
c. Equipment	38,958	18,642	44,438	20,412
d. Audit Costs			15,000	
5. Missoula Center				
a. Personal Services	917,631	526,547	997,856	576,298
b. Operating Expenses	217,738	133,548	283,644	163,814
c. Equipment	56,276	32,194	32,102	18,613
d. Audit Costs	15,000			
6. Office of Budget and Program Planning CETA Contingency Funds	44,000			
Total Vocational-Technical Centers	4,415,877	2,747,824	5,020,947	3,052,001

The superintendent of public instruction may transfer funds between personal services, operations, and equipment within each vocational-education center or between vocational-education centers. The intent of the legislature is that these appropriated funds not provide for salary increases at the vocational-education centers above the state pay plan for fiscal years 1982 and 1983.

Receipt of state funds appropriated to the five technical centers is contingent upon each county in which the center resides levying 1.5 mills each fiscal year. Millage received by the centers from the 1.5 mill levy over \$765,101 in fiscal 1982 and \$804,733 in fiscal 1983 will revert a like amount to the general fund each year.

Item 6 is to be distributed to the Billings center if CETA funds are not available to the center in fiscal 1982.

#### OFFICE OF PUBLIC INSTRUCTION

1. Office of Public Instruction	1,683,647	3,220,444	1,708,467	3,293,951
2. Audit Costs			50,000	
3. School Transportation	3,852,000		3,852,000	
4. School Lunch	731,494		807,449	
5. Adult Education	121,881		132,851	
6. Secondary Vocational Education	1,500,000			
Total Office of Public Instruction	7,889,022	3,220,444	6,550,767	3,293,951



	Fiscal Year 1982		Fiscal Year 1983	
	General Fund	Other Appropriated Funds	General Fund	Other Appropriated Funds

Other appropriated funds in item 1 contain \$369,182 in fiscal 1982 and \$374,735 in fiscal 1983 for internal transfers of indirect costs. General fund money shall revert in the amount indirect costs in excess of these amounts are recovered.

Item 6 is for the biennium.

All revenues received in the state traffic education account under provisions of 20-7-504 are appropriated to be distributed as provided in 20-7-506.

#### ADVISORY COUNCIL FOR VOCATIONAL EDUCATION

94,000	94,000
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#### STATE LIBRARY

1. General Operations	335,772	762,494	417,771	809,245
2. Administration Program - Moving Costs	20,000			
3. Library Networking Operations		77,300		73,549
Total State Library	355,772	839,794	417,771	882,794

Item 2 is for the biennium ending June 30, 1983.

Item 3 consists of earmarked funds generated under 15-35-108(2)(i). These funds are appropriated for networking operations at the state library. All other funds generated pursuant to this section shall be distributed to the library federations.

#### MONTANA HISTORICAL SOCIETY

1. Administration, Library, Archives, and Museum Programs	615,133	100,800	625,805	100,800
2. Historic Sites Program	57,301	57,302	60,254	60,254
3. Publications Program	35,162	123,944	36,827	129,812
4. Merchandising Program		285,559		291,163
Total Montana Historical Society	707,596	567,605	722,886	582,029

Item 4 contains \$20,000 in fiscal year 1982 and \$20,000 in fiscal year 1983 for internal transfers of profits generated by the merchandising program.

#### MONTANA ARTS COUNCIL

1. General Operations	79,722	225,770	81,719	230,628
2. Local Community Grants	20,275		20,275	
Total Montana Arts Council	99,997	225,770	101,994	230,628

#### SCHOOL FOR THE DEAF AND BLIND

1,501,843	510,988	1,540,847	514,247
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Fiscal Year 1982		Fiscal Year 1983	
Other		Other	
General	Appropriated	General	Appropriated
Fund	Funds	Fund	Funds

## TOTAL OTHER EDUCATION

39,671,224	8,206,425	41,206,091	8,649,650
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## F. HIGHER EDUCATION

For units of the university system other than the office of the commissioner of higher education, the appropriations made under the column heading "Other Appropriated Funds" are from funds within current unrestricted funds unless otherwise indicated.

All funds, other than plant funds and those specifically appropriated herein, may be spent and are appropriated contingent upon approval by the board of regents by July 1 of each year of a comprehensive program budget containing a detail of revenues and expenditures and anticipated fund balances of current funds, loan funds, and endowment funds. All movement of funds between the current unrestricted subfund and the designated subfund accounting entities shall be clearly identified in the state budgeting and accounting system.

Programs for the university budgets include instruction, organized research, public service, academic support, student services, institutional support, and operation and maintenance of plant.

Included within other appropriated funds to the six institutions is the sum of \$12,488,450 in fiscal year 1982 and \$13,579,452 in fiscal year 1983 from revenues generated under the provisions of House Bill 191, 46th legislature.

## BOARD OF REGENTS

23,029	25,104
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## COMMISSIONER OF HIGHER EDUCATION

1. Office Administration	630,554	26,705	633,221	27,458
2. WAMI	1,491,997		1,625,272	
3. WICHE - Student Assistance	627,100	911,000	500,800	1,143,000
4. WICHE - Administrative Dues	46,300		50,000	
5. University of Minnesota - Rural Dentistry	153,600		168,000	
6. SSIG	175,000	211,592	175,000	211,592
7. NDSL	100,000		100,000	
Total Commissioner of Higher Education	3,224,551	1,149,297	3,252,293	1,382,050

## COMMUNITY COLLEGES

1. Miles Community College	779,222	819,247
2. Dawson Community College	587,208	639,498
3. Flathead Valley Community College	1,127,029	1,185,178

	Fiscal Year 1982	Fiscal Year 1983
	Other	Other
	Appropriated	Appropriated
	Funds	Funds
General		General
Fund		Fund
Total Community Colleges		
2,493,459		2,643,923

The above appropriation provides 53 percent of the total unrestricted budgets for the community colleges that shall be approved by the board of regents.

## BUREAU OF MINES

1,210,783	141,600	1,228,570	155,800
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## AGRICULTURAL EXPERIMENT STATION

## 1. Agricultural Experiment Station

4,448,576	2,275,276	4,570,687	2,359,167
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## 2. United States Range Station

901,926			927,288
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## Total Agricultural Experiment Station

4,448,576	3,177,202	4,570,687	3,286,455
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## COOPERATIVE EXTENSION SERVICE

1,714,510	1,561,193	1,677,118	1,685,545
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## FORESTRY AND CONSERVATION EXPERIMENT STATION

500,773		594,407	
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## MONTANA STATE UNIVERSITY

## 1. Instruction

11,154,286	7,716,610	10,990,888	7,936,509
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## 2. Organized Research

412,098	285,092	419,429	302,870
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## 3. Public Service

5,159	3,569	5,017	3,623
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## 4. Academic Support, Student Services, and Institutional Support

5,580,112	3,860,358	6,003,155	4,334,873
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## 5. Operation and Maintenance of Plant

2,174,812	1,504,549	2,285,575	1,650,411
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## 6. Scholarships and Fellowships

392,782	271,729	431,975	311,929
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## 7. Audit Costs

18,840	13,035	6,170	4,455
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## Total Montana State University

19,738,089	13,654,942	20,142,209	14,544,670
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## UNIVERSITY OF MONTANA

## 1. Instruction

9,129,729	5,552,861	9,096,667	5,795,822
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## 2. Organized Research

220,080	133,856	222,794	141,951
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## 3. Public Service

100,589	61,180	102,605	65,373
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## 4. Academic Support, Student Services, and Institutional Support

4,899,936	2,980,227	5,180,245	3,300,525
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## 5. Operation and Maintenance of Plant

2,370,108	1,441,542	2,507,881	1,597,864
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## 6. Scholarships and Fellowships

394,307	239,825	416,972	265,669
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## 7. Audit Costs

19,820	12,055	6,490	4,135
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## Total University of Montana

17,134,569	10,421,546	17,533,654	11,171,339
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	Fiscal Year 1982		Fiscal Year 1983	
	General	Other	General	Other
	Fund	Appropriated	Fund	Appropriated
		Funds		Funds
<b>EASTERN MONTANA COLLEGE</b>				
1. Instruction				
	3,038,598	1,608,220	2,913,439	1,754,287
2. Public Service				
	22,797	12,065	22,155	13,340
3. Academic Support, Student Services, and Institutional Support	2,201,727	1,165,294	1,984,834	1,195,140
4. Operation and Maintenance of Plant				
	1,039,378	550,105	1,049,692	632,058
5. Scholarships and Fellowships	130,359	68,994	125,640	75,652
6. Audit Costs				
	<u>7,283</u>	<u>3,855</u>	<u>14,114</u>	<u>8,498</u>
Total Eastern Montana College	6,440,142	3,408,533	6,109,874	3,678,975
<b>NORTHERN MONTANA COLLEGE</b>				
1. Instruction				
	1,864,846	761,974	1,845,530	822,103
2. Public Service				
	6,376	2,605	6,388	2,845
3. Academic Support, Student Services, and Institutional Support	877,010	358,345	943,010	420,070
4. Operation and Maintenance of Plant				
	440,490	179,984	451,192	200,986
5. Scholarships and Fellowships	86,263	35,247	82,950	36,950
6. Audit Costs				
	<u>13,977</u>	<u>5,711</u>	<u>4,539</u>	<u>2,023</u>
Total Northern Montana College	3,288,962	1,343,866	3,333,609	1,484,977
<b>WESTERN MONTANA COLLEGE</b>				
1. Instruction				
	778,796	372,131	767,282	391,353
2. Academic Support, Student Services, and Institutional Support	645,051	308,224	676,244	344,918
3. Operation and Maintenance of Plant				
	343,219	164,000	354,136	180,628
4. Scholarships and Fellowships	32,118	15,347	33,035	16,850
5. Audit Costs				
	<u>4,440</u>	<u>2,122</u>	<u>13,038</u>	<u>6,650</u>
Total Western Montana College	1,803,624	861,824	1,843,735	940,399
<b>MONTANA COLLEGE OF MINERAL SCIENCE AND TECHNOLOGY</b>				
1. Instruction				
	1,766,672	1,165,595	1,822,810	1,202,082
2. Organized Research				
	23,912	15,776	26,265	17,321
3. Academic Support, Student Services, and Institutional Support	906,491	598,075	1,156,466	762,650
4. Operation and Maintenance of Plant				
	631,925	416,925	673,885	444,405



	Fiscal Year 1982		Fiscal Year 1983	
	General	Other	General	Other
	Fund	Appropriated	Fund	Appropriated
		Funds		Funds
5. Scholarships and Fellowships	100,090	66,037	104,423	68,863
6. Audit Costs	10,168	6,707	10,169	6,706
Total Montana College of Mineral Science and Technology	3,439,258	2,269,115	3,794,018	2,502,027

Funds appropriated to the colleges and universities in all items except audit costs may be transferred between items within a fiscal year through budget amendment approved by the board of regents.

#### TOTAL HIGHER EDUCATION

65,460,325	37,989,118	66,749,201	40,832,237
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#### GRAND TOTAL

292,879,230	417,036,126	246,396,730	428,551,454"
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And, as amended, do pass. Report adopted.

HB 617, do pass. Report adopted.

BUSINESS AND INDUSTRY (Fabrega, Chairman): 3/10/81

SB 275, be concurred in. Report adopted.

SB 314, be concurred in. Report adopted.

SB 334, be concurred in. Report adopted. 3/11/81

SB 335, be concurred in. Report adopted.

SB 370, be concurred in. Report adopted.

HIGHWAYS AND TRANSPORTATION (Kropp, Chairman): 3/10/81

SB 434, third reading copy, be amended as follows:

1. Title, line 7.

Following: "MCA"

Insert: "; PROVIDING AN EFFECTIVE DATE"

2. Page 7, line 13.

Following: line 12

Insert: "Section 3. Effective date. This act is effective July 1, 1981."

And, as amended, be concurred in. Report adopted.

SB 462, be concurred in. Report adopted.

HUMAN SERVICES (Gould, Chairman): 3/12/81

SB 230, third reading copy, be amended as follows:

1. Page 1, line 11.

Following: "therapy"

Insert: "evaluation"

2. Page 1, line 15.

Following: "structures"

Strike: " "

Insert: " ,"

Following: "the"

Strike: "establishment and"

Insert: "development, but not the implementation, of a plan"

3. Page 1, line 16.

Following: line 15

Strike: "modification"

Following: "treatment"

Strike: ", and"

Insert: ",,"

4. Page 1, line 17.

Following: "services"

Strike: ",,"

Insert: ",,"

And, as amended, be concurred in. Report adopted.

SB 270, be concurred in. Report adopted.

3/10/81

SB 271, third reading copy, be amended as follows:

1. Title, line 7.

Following: "PATIENTS"

Insert: "CONDITIONALLY"

And, as amended, be concurred in. Report adopted.

SB 427, third reading copy, be amended as follows:

3/11/81

1. Page 7, line 2.

Following: "~~nine~~"

Strike: "~~TEN~~"

Insert: "nine"

2. Page 7, line 4.

Following: "~~four~~"

Strike: "~~FIVE~~"

Insert: "four"

3. Page 8, line 5.

Following: "practitioners"

Strike: "or"

Insert: ",,"

4. Page 8, line 6.

Following: "nursing"

Insert: ", or administrators of Montana health care facilities"

5. Page 14, line 6.

Following: "~~nine~~"

Strike: "~~TEN~~"

Insert: "nine"

6. Page 16.

Following: line 12

Insert: "(5) The board of nursing may define the educational requirements and other qualifications applicable to specialty areas of nursing. Specialty areas of nursing are those that require additional professional education beyond the basic nursing degree required of a registered nurse, which additional education is obtained in courses offered in a university setting or its equivalent and certified by the American Nurses' Association. Specialty areas of nursing include nurse practitioners, nurse-midwives, and nurse-anesthetists."

Statement of Intent to SB 427, third reading copy, be amended as follows:

1. Page 1, line 7.

Following: "sections"

Insert: "7,"

2. Page 1, line 7.

Following: "and 19."

Insert: "Section 7 allows the board of nursing to approve certain programs related to registration and licensure and the section also permits the board to define the educational requirements and other qualifications applicable to specialty areas of nursing. It is the intent of the legislature that the rules adopted by the board pursuant to these delegations of rulemaking power be sufficient to ensure the competency of those practicing nursing in Montana. Program approval rules are intended to be as described in the following paragraph. Rules concerning specialty areas should address the overall nature of the required courses, the approval of such courses through American Nurses' Association certification or by other means, and the prohibition of the use of a title indicating a nursing specialty by a person not approved by the board as such a specialist."

And, as amended, be concurred in. Report adopted.

JUDICIARY (Keyser, Chairman):

3/12/81

SB 144, third reading copy, be amended as follows:

1. Page 2, line 5.

Following: "who"

Strike: "PURPOSELY AND"

And, as amended, be concurred in. Report adopted.

SB 161, be concurred in. Report adopted.

Committee adopted the following Statement of Intent:

#### STATEMENT OF INTENT SENATE BILL 161

A statement of intent is required for this bill because section 65 of the bill would grant the Secretary of State the authority to adopt rules establishing filing fees. Rules are to be adopted under the Montana Administrative Procedure Act. The documents for which filing fees may be charged under those rules shall not be limited to the documents specifically named in section 65 of Senate Bill 161, but may include others required or allowed to be filed under the bill's provisions, as well as any amended documents required or allowed to be filed. The rules shall allow the filing and billing for filing fees to be accomplished by mail.

SB 164, be concurred in. Report adopted.

STATE ADMINISTRATION (Fedra, Chairman):

3/12/81

SB 155, be concurred in. Report adopted.

SB 308, be concurred in. Report adopted.

SB 309, be concurred in. Report adopted.

SB 407, be concurred in. Report adopted.

SB 481, third reading copy, be amended as follows:

1. Title, line 10.

Following: "REPEALER"

Insert: “; AMENDING SECTIONS 39-51-307, 39-51-503, AND 39-51-2410, MCA”

And, as amended, be concurred in. Report adopted.

TAXATION (Nordtvedt, Chairman): 3/12/81  
SB 284, be concurred in. Report adopted.

### REPORTS OF SELECT COMMITTEES

SELECT COMMITTEE ON WATER (Roth, Chairman): 3/11/81  
SB 110, third reading copy, be amended as follows:

1. Title, lines 6 and 7.

Following: “FEE;”

Strike: “PROVIDING FOR EVIDENCE OF DECREE OF WATER RIGHT;”

2. Page 1, line 21.

Strike: “CERTIFIED”

3. Page 1, lines 22 through 25.

Following: “~~court~~” on line 22

Strike: remainder of line 22 through “DECREE” on line 25

And, as amended, be concurred in. Report adopted.

### MESSAGES FROM THE GOVERNOR

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

March 11, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measure this date:

House Bill No. 76.

Sincerely,

TED SCHWINDEN  
Governor

### MESSAGES FROM THE OTHER HOUSE

House Bills not concurred in and returned to the House: 3/11/81

House Bill No. 231, introduced by Winslow

House Bill No. 470, introduced by McBride, Roth, Metcalf

House Bill concurred in as amended and returned to the House for concurrence in Senate Amendments: 3/11/81

House Bill No. 104, introduced by Manuel

House Bills and House Joint Resolution concurred in and returned to the House: 3/11/81

House Bill No. 14, introduced by Manuel

House Bill No. 30, introduced by Roush

House Bill No. 306, introduced by Bertelsen



House Joint Resolution No. 6, introduced by Dussault, Olson, Holliday, et al.

### MOTIONS

Representative Bergene moved that consideration on SB 49 be passed until the 56th legislative day. Motion carried.

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Neuman in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Moore moved that HB 43, second reading copy, be amended as follows:

1. Page 1.

Following: line 8

Insert: "Whereas, there are more than 250,000 acres of Montana land held by foreign persons as established by the Agricultural Foreign Investment Disclosure Act Report of the U.S. Department of Agriculture, and;

Whereas, the amount of acreage is increasing on an annual basis, and;

Whereas, those foreign holdings cause land prices to rapidly escalate in surrounding areas thus depriving Montana persons the ability to compete for purchase, and;

Whereas, those foreign persons do not pay certain other taxes to the State of Montana;

Therefore, there exists a need that foreign persons pay their fair share of taxes to the local taxing units within the State of Montana."

Amendment passed by the following vote:

Ayes: Abrams, Andreason, Bardanouve, Bergene, Bertelsen, Briggs, Brown, Conroy, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Harper, Harrington, Hart, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Keyser, Kropp, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Smith, Stobie, Switzer, Thoft, Underdal, Vincent, Wallin, Williams, Zabrocki.

Total 66

Noes: Anderson, Asay, Azzara, Bengtson, Bennett, Brand, Burnett, Conn, Cozzens, Ellerd, Fagg, Hannah, Hanson, Hemstad, Huennekens, Hurwitz, Kessler, Kitselman, Lory, Marks, Nordtvedt, Roth, Sales, Shelden, Spilker, Teague, Winslow, Yardley.

Total 28

Excused: Daily, Harp, Vinger.  
Total 3

Absent or not voting: Keedy, Quilici, Waldron.  
Total 3

And HB 43, as amended, do pass. Motion failed by the following vote:

Ayes: Abrams, Andreason, Bardanouve, Curtiss, Devlin, Dozier, Dussault, Ellison, Ernst, Fabrega, Gould, Harper, Harrington, Holliday, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kropp, Manning, Manuel, McLane, Menahan, Meyer, Moore, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Roush, Ryan, Shontz, Sivertsen, Smith, Stobie, Thoft, Underdal, Vincent, Zabrocki.  
Total 44

Noes: Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Donaldson, Ellerd, Eudaily, Fagg, Fedra, Hannah, Hanson, Harp, Hart, Hemstad, Huennekens, Hurwitz, Jensen, Kessler, Kitselman, Lory, Lund, Marks, Matsko, McBride, Metcalf, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Sales, Schultz, Seifert, Shelden, Spilker, Switzer, Teague, Waldron, Wallin, Williams, Winslow, Yardley.  
Total 53

Paired: Sivertsen, Aye; Harp, No.

Excused: Daily, Vinger.  
Total 2

Absent or not voting: Conroy.  
Total 1

That HB 43, as amended, do not pass by the following vote:

Ayes: Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Donaldson, Ellerd, Eudaily, Fagg, Fedra, Hannah, Hanson, Harp, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jensen, Kessler, Kitselman, Lory, Lund, Marks, Matsko, McBride, Metcalf, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Sales, Schultz, Seifert, Shelden, Spilker, Switzer, Teague, Waldron, Wallin, Williams, Winslow, Yardley.  
Total 55

Noes: Abrams, Andreason, Bardanouve, Devlin, Dozier, Dussault, Ellison, Ernst, Fabrega, Gould, Harper, Harrington, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kropp, Manning, Manuel, McLane, Menahan, Meyer, Moore, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Roush, Ryan, Shontz, Sivertsen, Smith, Stobie, Thoft, Underdal, Vincent, Zabrocki.  
Total 42

Paired: Harp, Aye; Sivertsen, No.

Excused: Daily, Vinger.  
Total 2

Absent or not voting: Conroy.  
Total 1

Representative Nordtvedt moved that HB 543, second reading copy, be amended as follows:

1. Page 3, lines 6 through 10.

Following: "APPROVED," on line 6

Strike: remainder of lines 6 through 10 in their entirety

Insert: "the percentage rate contained in section 1 (2)(b) of this act shall be reduced in inverse proportion to the increase in the rate of tax provided for in Senate Bill No. 356."

Amendment passed by the following vote:

Ayes: Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Hemstad, Hurwitz, Iverson, Jensen, Keyser, Kitselman, Marks, Matsko, McBride, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Underdal, Wallin, Williams, Winslow.

Total 54

Noes: Abrams, Azzara, Bardanouve, Bengtson, Brand, Brown, Dozier, Dussault, Harper, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Kropp, Lory, Manning, Menahan, Metcalf, Nilson, Oberg, O'Connell, Pavlovich, Roush, Shelden, Smith, Switzer, Teague, Thoft, Vincent, Zabrocki.

Total 34

Excused: Daily, Harp, Vinger.

Total 3

Absent or not voting: Donaldson, Harrington, Keedy, Lund, Manuel, Pistoria, Quilici, Waldron, Yardley.

Total 9

And HB 543, as amended, do pass. Motion failed by the following vote:

Ayes: Abrams, Bengtson, Brand, Brown, Conroy, Devlin, Dozier, Dussault, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kropp, Lund, Manning, Manuel, Metcalf, Neuman, Nilson, Oberg, Pavlovich, Quilici, Roush, Shontz, Sivertsen, Smith, Switzer, Teague, Underdal, \*Vinger, Yardley, Zabrocki.

Total 37

Noes: Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Keedy, Kessler, Keyser, Kitselman, Lory, Marks, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Spilker, Stobie, Thoft, Vincent, Waldron, Wallin, Williams, Winslow.

Total 60

Paired: Devlin, Switzer, Ayes; Harp, No.

Excused: Daily.

Total 1

Absent or not voting: Bardanouve, Shelden.

Total 2

\*Representative Vinger moved that his vote be changed from no to yes. Motion carried unanimously. See Motions on the 58th legislative day.

That HB 543, as amended, do not pass by the following vote:

Ayes: Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Keedy, Kessler, Keyser, Kitselman, Lory, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Ryan, Sales, Schultz, Seifert, Sivertsen, Spilker, Stobie, Thoft, Vincent, Waldron, Wallin, Williams, Winslow.

Total 59

Noes: Abrams, Bengtson, Brand, Brown, Conroy, Devlin, Dozier, Dussault, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kropp, Lund, Manning, Manuel, Neuman, Nilson, Oberg, Pavlovich, Quilici, Roush, Shontz, Smith, Switzer, Teague, Underdal, Yardley, Zabrocki.

Total 34

Paired: Harp, Aye; Devlin, No.

Excused: Daily, Vinger.

Total 2

Absent or not voting: Azzara, Bardanouve, Jensen, Roth, Shelden.

Total 5

That HB 776 do pass. Motion failed by the following vote:

Ayes: Abrams, Anderson, Bengtson, Bergene, Bertelsen, Brand, Brown, Daily, Dozier, Dussault, Ellison, Fabrega, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 45

Noes: Andreason, Asay, Bennett, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hurwitz, Iverson, Jensen, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 52

Paired: Bertelsen, Daily, Fabrega, Ayes; Burnett, Harp, Vinger, Noes.

Excused: None.

Total 0

Absent or not voting: Azzara, Bardanouve, Smith.

Total 3

Representative Fagg moved that HB 776 do not pass. Representative Huennekens made a substitute motion that consideration on HB 776 be passed for the day. Motion failed. (27-67) Thereupon, Representative Fagg's motion on HB 776 failed by the following vote:

Ayes: Anderson, Andreason, Asay, Bennett, Briggs, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fagg, Fedá, Gould, Hanson, Harp, Hurwitz, Lory, Marks, Matsko, McLane, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.



Total 44

Noes: Abrams, Bengtson, Bergene, Bertelsen, Brand, Brown, Conroy, Daily, Dozier, Dussault, Ellison, Fabrega, Hannah, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 54

Paired: Burnett, Harp, Vinger, Ayes; Bertelsen, Daily, Fabrega, Noes.

Excused: None.

Total 0

Absent or not voting: Azzara, Bardanouve.

Total 2

Representative Fagg moved that the House reconsider its action on HB 776. Motion carried. (76-20) Representative Harrington again moved that HB 776 do pass. Motion carried by the following vote:

Ayes: Abrams, Anderson, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Brown, Conroy, Curtiss, Daily, Dozier, Dussault, Fabrega, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Thoft, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 55

Noes: Andreason, Asay, Bennett, Briggs, Burnett, Conn, Cozzens, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Hurwitz, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Moore, Mueller, Nordtvedt, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Wallin.

Total 43

Paired: Bertelsen, Daily, Fabrega, Ayes; Burnett, Harp, Vinger, Noes.

Excused: None.

Total 0

Absent or not voting: Azzara, Ellison.

Total 2

Representative Robbins moved that SB 151 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Zabrocki.

Total 80

Noes: Moore, Ryan, Stobie.

Total 3

Excused: Daily, Harp, Vinger.

Total 3

Absent or not voting: Bardanouve, Burnett, Conroy, Devlin, Dozier, Ellison, Harrington, Hurwitz, Keedy, Shelden, Smith, Williams, Winslow, Yardley.

Total 14

Representative Sales moved that SB 184 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Bardanouve, Bennett, Bergene, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 83

Noes: None.

Total 0

Excused: Daily, Harp, Vinger.

Total 3

Absent or not voting: Abrams, Azzara, Bengtson, Bertelsen, Burnett, Conroy, Dozier, Harrington, Hurwitz, Keedy, Keyser, Sivertsen, Smith, Williams.

Total 14

Representative Kessler moved that SB 211 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Bardanouve, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 80

Noes: Bennett, Devlin, Kropp, Moore.

Total 4

Excused: Daily, Harp, Vinger.

Total 3

Absent or not voting: Abrams, Azzara, Bengtson, Burnett, Dozier, Harrington, Hurwitz, Jacobsen, Keedy, O'Hara, Shontz, Smith, Williams.

Total 13

Representative Manning moved that SB 261 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Asay, Bardanoue, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 85

Noes: Bennett, Moore, Nordtvedt.

Total 3

Excused: Daily, Harp, Vinger.

Total 3

Absent or not voting: Abrams, Andreason, Azzara, Hurwitz, Keedy, Lund, Smith, Teague, Williams.

Total 9

Representative Phillips moved that SB 450 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanoue, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Hannah, Moore.

Total 2

Excused: Daily, Harp, Vinger.

Total 3

Absent or not voting: Azzara, Bengtson, Fagg, Hurwitz, Keedy, Kitselman, Lund, Teague.

Total 8

Representative Brand moved that SB 320, third reading copy, be amended as follows:

1. Title, line 5.  
Following: "ARE"  
Strike: "62"  
Insert: "65"

2. Page 1, line 12.  
Following: "over"

Strike: "sixty-two"  
 Insert: "sixty-five"

3. Page 1, line 13.

Following: "is"

Strike: "62"

Insert: "65"

4. Page 1, line 21.

Following: "under"

Strike: "62"

Insert: "65"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanoue, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Keyser, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Moore.

Total 1

Excused: Daily, Harp, Vinger.

Total 3

Absent or not voting: Azzara, Bengtson, Hurwitz, Keedy, Kessler, Kitselman, Seifert.

Total 7

Representative Kanduch moved that SB 320 be placed below SB 41 for the purpose of amendment. Motion carried.

Representative Bardanoue excused at this time.

Representative Curtiss moved that Senate Amendments to HB 195 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0



Excused: Bardanouve, Daily, Harp, Vinger.

Total 4

Absent or not voting: Abrams, Azzara, Bengtson, Cozzens, Hurwitz, Keedy, Kitselman, Lund, Moore, Quilici.

Total 10

Representative Matsko moved that Senate Amendments to HB 301 be not concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 83

Noes: Pistoria.

Total 1

Excused: Bardanouve, Daily, Harp, Vinger.

Total 4

Absent or not voting: Abrams, Azzara, Brand, Ellison, Fagg, Keedy, Kropp, O'Hara, Quilici, Sivertsen, Stobie, Yardley.

Total 12

Representative Fabrega moved that SB 2 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roush, Schultz, Shelden, Shontz, Spilker, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 72

Noes: Abrams, Bennett, Burnett, Devlin, Harp, Holliday, Hurwitz, Keyser, Kropp, Moore, Roth, Ryan, Sales, Seifert, Smith, Stobie, Underdal.

Total 17

Paired: Spilker, Aye; Harp, No.

Excused: Bardanouve, Daily, Vinger.

Total 3

Absent or not voting: Conroy, Donaldson, Ellison, Fagg, Keedy, Quilici, Sivertsen, Switzer.

Total 8

Representative Yardley moved that SB 14 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hanson, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roush, Sales, Schultz, Seifert, Shelden, Smith, Spilker, Stobie, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.  
Total 71

Noes: Bennett, Burnett, Cozzens, Curtiss, Devlin, Hannah, Keyser, McLane, Moore, O'Hara, Roth, Switzer, Winslow.  
Total 13

Excused: Bardanoue, Daily, Harp, Vinger.  
Total 4

Absent or not voting: Conroy, Donaldson, Dozier, Fagg, Harrington, Iverson, Kitselman, Quilici, Ryan, Shontz, Sivertsen, Thoft.  
Total 12

Representative Shelden moved that SB 41 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 85

Noes: Bennett, Sales, Smith, Waldron.  
Total 4

Excused: Bardanoue, Daily, Harp, Vinger.  
Total 4

Absent or not voting: Conroy, Donaldson, Marks, Nordtvedt, Quilici, Shontz, Sivertsen.  
Total 7

Representative Brand moved that consideration on SB 320 be passed for the day. Motion carried.

Representative Keedy moved that SB 112, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush,

Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: Devlin, Dussault, Ellerd, Lund, Ryan, Sales, Smith, Vincent.

Total 8

Excused: Bardanouve, Daily, Harp, Vinger.

Total 4

Absent or not voting: Anderson, Bengtson, Conroy, Donaldson, Marks, O'Connell, Schultz, Stobie, Underdal.

Total 9

Representative Shelden moved that SB 170 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Bennett, Moore.

Total 2

Excused: Bardanouve, Daily, Harp, Vinger.

Total 4

Absent or not voting: Anderson, Bengtson, Donaldson, Harrington, Marks, O'Connell, Robbins.

Total 7

Representative Curtiss moved that SB 171 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Bardanouve, Daily, Harp, Vinger.

Total 4



Absent or not voting: Anderson, Bengtson, Donaldson, Marks, McBride, O'Connell.

Total 6

Representative McLane moved that SB 173 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Moore, Shontz, Switzer.

Total 3

Excused: Bardanouve, Daily, Harp, Vinger.

Total 4

Absent or not voting: Anderson, Bengtson, Cozzens, Donaldson, Marks, O'Connell.

Total 6

Representative Ellerd moved that SB 178, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Cozzens, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shontz, Sivertsen, Smith, Teague, Thoft, Underdal, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 79

Noes: Bennett, Burnett, Curtiss, Hemstad, Keedy, Moore, Seifert, Spilker, Stobie, Switzer, Wallin, Winslow.

Total 12

Paired: Harp, Aye; Spilker, No.

Excused: Bardanouve, Daily, Vinger.

Total 3

Absent or not voting: Bengtson, Briggs, Donaldson, Gould, Huennekens, Shelden.

Total 6

That the Committee rise and report. (Neuman, Chairman). Representative Neuman moved the adoption of the Committee of the Whole Report. Representative Jacobsen made a substitute motion to segregate HB 543 from the committee report. Motion failed. (42-52) Representative Hannah made a substitute motion to segregate SB 14 from the committee report.



Motion carried. (69-25) That, as amended, Committee of the Whole Report be adopted. (86-9)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Senate Bill No. 3 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Burnett.

Total 1

Excused: Bardanouve, Daily, Harp, Vinger.

Total 4

Absent or not voting: None.

Total 0

Senate Bill No. 34 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Keedy, Sales, Smith.

Total 3

Excused: Bardanouve, Daily, Harp, Vinger.

Total 4

Absent or not voting: None.

Total 0

Senate Bill No. 54 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison,

Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Bardanouve, Daily, Harp, Vinger.

Total 4

Absent or not voting: None.

Total 0

Senate Bill No. 58, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Gould, Manuel, Nordtvedt, Smith.

Total 4

Excused: Bardanouve, Daily, Harp, Vinger.

Total 4

Absent or not voting: None.

Total 0

Senate Bill No. 72, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Dozier, Hart.

Total 2

Excused: Bardanouve, Daily, Harp, Vinger.

Total 4

Absent or not voting: None.

Total 0

Senate Bill No. 78, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Andreason, Burnett, Curtiss, Hurwitz, Mueller, Roth, Smith, Stobie, Underdal, Wallin, Winslow.

Total 11

Excused: Bardanouve, Daily, Harp, Vinger.

Total 4

Absent or not voting: Fagg.

Total 1

Senate Bill No. 125, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Gould, Hannah, Hanson, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 78

Noes: Andreason, Burnett, Conroy, Fabrega, Feda, Harper, Hemstad, Hurwitz, Meyer, Nordtvedt, Roth, Sales, Seifert, Smith, Stobie, Switzer.

Total 16

Excused: Bardanouve, Daily, Harp, Vinger.

Total 4

Absent or not voting: Fagg, Schultz.

Total 2

Senate Bill No. 127, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy,



Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Bardonoué, Daily, Harp, Vinger.

Total 4

Absent or not voting: None.

Total 0

Senate Bill No. 204 was concurred in by the following vote:

Ayes: Abrams, Anderson, Azzara, Brown, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roush, Ryan, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 69

Noes: Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Conroy, Dussault, Ellerd, Ellison, Fedá, Hurwitz, Jensen, Keyser, Kropp, Manning, Moore, Mueller, Nordtvedt, Robbins, Roth, Sales, Shontz, Vincent, Wallin.

Total 27

Excused: Bardonoué, Daily, Harp, Vinger.

Total 4

Absent or not voting: None.

Total 0

Senate Bill No. 264, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Bergene, Bertelsen, Brand, Brown, Conn, Cozzens, Curtiss, Donaldson, Dozier, Dussault, Ellison, Eudaily, Fabrega, Fagg, Hanson, Harper, Harrington, Holliday, Huennekens, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 63

Noes: Asay, Bennett, Briggs, Burnett, Conroy, Devlin, Ellerd, Ernst, Fedá, Gould, Hannah, Hart, Hemstad, Hurwitz, Jacobsen, Jensen, Manuel,



Matsko, Moore, Mueller, Nordtvedt, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal.

Total 32

Excused: Bardanouve, Daily, Harp, Vinger.

Total 4

Absent or not voting: Nilson.

Total 1

Senate Bill No. 281, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Seifert.

Total 1

Excused: Bardanouve, Daily, Harp, Vinger.

Total 4

Absent or not voting: Jensen, Lund, Manuel.

Total 3

Senate Bill No. 299 was concurred in by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Anderson, Brand, Hannah, Moore, Nordtvedt, Phillips.

Total 6

Excused: Bardanouve, Daily, Harp, Vinger.

Total 4

Absent or not voting: Bennett, Quilici, Roth.

Total 3

Senate Bill No. 394, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss,

Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Azzara, Hannah, Nordtvedt, Sales, Smith.

Total 5

Excused: Bardanouve, Daily, Harp, Vinger.

Total 4

Absent or not voting: O'Connell.

Total 1

Senate Bill No. 406 was concurred in by the following vote:

Ayes: Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Azzara, Hannah, Huennekens, Moore, Nordtvedt, Sales.

Total 6

Excused: Bardanouve, Daily, Harp, Vinger.

Total 4

Absent or not voting: Abrams, O'Connell.

Total 2

Senate Bill No. 440 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Hannah, Harper, Keyser, Moore, Pavlovich, Schultz.

Total 6

Excused: Bardanouve, Daily, Harp, Vinger.

Total 4

Absent or not voting: Ernst, O'Connell.

Total 2

Representative Fagg moved that the House adjourn until 2:00 p.m., March 13, 1981.

Motion carried.

House adjourned at 6:52 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## FIFTY-SIXTH LEGISLATIVE DAY

Helena, Montana  
March 13, 1981

House Chambers  
Capitol Building

House convened at 2:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Harp, O'Connell, Vinger, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Fifty-fifth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### COMMUNICATIONS AND PETITIONS

Representative Kropp received word that former Representative Louis Perry of Malta, who served in the House in the late sixties and early seventies, had passed away. The House observed a moment of silence in his memory.

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 3/13/81  
Correctly printed - HB 500, HB 617.  
Correctly engrossed - HB 776.  
Correctly enrolled - HB 269, HB 342, HB 505, HB 508, HB 509.  
Examined by the sponsor (McLane) and found to be correct - HB 269.  
Examined by the sponsor (Moore) and found to be correct - HB 342, HB 505.  
Examined by the sponsor (Yardley) and found to be correct - HB 508.  
Examined by the sponsor (Quilici) and found to be correct - HB 509.  
Signed by the Speaker at 4:35 a.m., 3/13/81 - HB 3, HB 140, HB 150, HB 199, HB 254, HB 274, HB 315, HB 335, HB 387.

BUSINESS AND INDUSTRY (Fabrega, Chairman): 3/12/81  
HJR 48, introduced bill, be amended as follows:

1. Page 1, line 13.  
Following: "has"  
Strike: "lost 10,000 jobs in the past year"  
Insert: "20,000 workers unemployed"

And, as amended, do pass. Report adopted.

SB 239, third reading copy, be amended as follows:

1. Title, line 12.  
Following: "PREMIUMS;"  
Strike: "AND"
2. Title, line 13.  
Following: "INTEREST"  
Insert: "; AND PROVIDING FOR CERTAIN EXCEPTIONS"
3. Page 2, line 7.  
Following: "a"  
Strike: "service"  
Insert: "finance"
4. Page 6, line 6.



Following: "of the"  
Strike: "service"  
Insert: "finance"

5. Page 7, line 6.  
Following: "a"  
Strike: "service"  
Insert: "finance"

6. Page 7, line 8.  
Following: "The"  
Strike: "service"  
Insert: "finance"

7. Page 7, line 16.  
Following: "THE"  
Strike: "service"  
Insert: "finance"  
Following: "the"  
Strike: "nominal"

8. Page 7, line 17.  
Following: "plus"  
Strike: "an additional"  
Insert: "a service"

9. Page 7, line 18.  
Following: "agreement"  
Strike: "which"  
Insert: ". The service charge of \$12.50"

10. Page 7, line 22.  
Following: "unearned"  
Strike: "service"  
Insert: "finance"

11. Page 8, line 1.  
Following: "proportion of the"  
Strike: "service"  
Insert: "finance"

12. Page 11.  
Following: line 3  
Insert: "Section 13. Exceptions. [This act] does not apply to any insurance company or insurance companies affiliated under the same management and control authorized to do business in this state which provide installment premium payments programs at no interest to policyholders or to an insurance agent licensed to do business in this state on policies written by the agent or issued by the company or companies."  
Re-number: subsequent section

13. Page 11, line 5.  
Following: "through"  
Strike: "12"  
Insert: "13"

14. Page 11, line 7.  
Following: "through"  
Strike: "12"  
Insert: "13"

And, as amended, be concurred in. Report adopted.

SB 247, be concurred in. Report adopted.

SB 352, third reading copy, be amended as follows:

1. Page 5, lines 8 and 9.

Following: "benefit" on line 8

Strike: remainder of line 8 through "aggregate" on line 9

2. Page 5, line 10.

Following: "\$1,000"

Insert: "for each of the following:

(i) mental illness;

(ii) alcoholism and drug addiction"

3. Page 5, lines 11 and 12.

Following: "may" on line 11

Strike: remainder of line 11 through "aggregate," on line 12

4. Page 5, line 14.

Following: "limit"

Insert: "for each of the following:

(i) mental illness;

(ii) alcoholism and drug addiction"

And, as amended, be concurred in. Report adopted.

SB 445, be concurred in. Report adopted.

SB 461, be concurred in. Report adopted.

LABOR AND EMPLOYMENT RELATIONS (Ellerd, Chairman): 3/12/81

SB 226, be concurred in. Report adopted.

SB 428, third reading copy, be amended as follows:

1. Page 2, line 4.

Following: "(5)"

Insert: "Prior to using any contract in the transaction of its business with applicants, each employment agency shall obtain the director's approval for the use of such contract."

And, as amended, be concurred in. Report adopted.

STATE ADMINISTRATION (Feda, Chairman):

3/13/81

SB 330, be concurred in. Report adopted.

SB 350, be concurred in. Report adopted.

Consent Calendar

Bill unanimously concurred in and unanimously placed on consent calendar:

SB 389, be concurred in. Report adopted.

### MESSAGES FROM THE GOVERNOR

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

March 12, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 60, 641.

Sincerely,

TED SCHWINDEN  
Governor

### MESSAGES FROM THE OTHER HOUSE

House Bill indefinitely postponed and returned to the House: 3/12/81

House Bill No. 636, introduced by Feda, Wallin, Ernst, et al.

Senate Bill and Senate Joint Resolution passed and transmitted to the House for concurrence: 3/12/81

Senate Bill No. 361, introduced by Lee, Goodover

Senate Joint Resolution No. 25, introduced by McCallum

House Bill not concurred in and returned to the House: 3/12/81

House Bill No. 531, introduced by Keedy

House Bill not concurred in as amended and returned to the House: 3/12/81

House Bill No. 11, introduced by Spilker

House Bills concurred in as amended and returned to the House for concurrence in Senate Amendments: 3/12/81

House Bill No. 9, introduced by Yardley

House Bill No. 91, introduced by Asay, McLane, Feda, et al.

House Bill No. 100, introduced by Bardanouve

House Bill No. 404, introduced by Keedy

House Bill No. 452, introduced by Meyer, Ernst, Thoft, Hemstad, et al.

House Bill No. 598, introduced by Asay, Keedy

House Bills and House Joint Resolution concurred in and returned to the House: 3/12/81

House Bill No. 20, introduced by Gould

House Bill No. 54, introduced by Hurwitz

House Bill No. 55, introduced by Fabrega

House Bill No. 79, introduced by Harper

House Bill No. 256, introduced by Vinger, Feda, Conroy, Kropp

House Bill No. 272, introduced by Anderson, Hanson, B. Brown, Hemstad

House Bill No. 277, introduced by Seifert, Mueller, et al.

House Bill No. 421, introduced by Waldron

House Bill No. 639, introduced by Winslow

House Bill No. 677, introduced by Cozzens, Winslow, Eudaily

House Bill No. 696, introduced by Kessler

House Joint Resolution No. 30, introduced by C. Smith, Graham

### MOTIONS

Representative Fagg moved that the rules be temporarily suspended to allow the drafting and introduction of a bill making it possible for certain charitable contributions to be deductible from income tax. Motion carried unanimously.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 839, introduced by D. O'Hara, Winslow, Kitselman, Teague, Regan, Andreason, Azzara, Crippen, Gould, Keating, Cozzens, Dozier, Fagg, Kessler, Huennekens, Williams, Sivertsen, McLane, Blaylock, B. Brown, Burnett, Hager, Towe, R. Anderson, Asay, Vincent, Matsko, Keedy, Kemmis, Devlin, Nordtvedt, Wallin, Metcalf, Lee, Nilson, Kropp, Kanduch, Switzer, Harrington, Underdal, D. Brown, Hafferman, J. O'Hara, Curtiss, Holliday, Dover, Bengtson, Daily, Dussault, Menahan, Halligan, Zabrocki, Pavlovich, Hanson, Pistoria. Referred to Committee on Appropriations.

HB 840, introduced by Bardanouve, Van Valkenburg, (By Request of the Department of Administration). Referred to Select Committee on Employee Compensation.

The following Senate bills were introduced, read first time and referred to committees:

SB 361, introduced by Lee, Goodover. Referred to Committee on Taxation.

SJR 25, introduced by McCallum. Referred to Committee on State Administration.

### SPECIAL ORDERS OF THE DAY

The Speaker introduced Kirby Rector, Kathleen Theiler, Greg Carter, Jim Moore, Keith Fuhrman, Dave Houtchens, Chelby Combs, Sheri Thomas, Patty Parker, and John Olson, this week's pages, and thanked them for their services.

Representative Fagg moved that the House adjourn until 10:00 a.m., March 14, 1981.

Motion carried.

House adjourned at 2:37 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk





## FIFTY-SEVENTH LEGISLATIVE DAY

Helena, Montana  
March 14, 1981

House Chambers  
Capitol Building

House convened at 10:10 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Hannah, Iverson, O'Connell, Seifert, Vinger, Winslow, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Fifty-sixth Legislative Day, find the same to be correct.

SPILKER, Chairman

### SPECIAL ORDERS OF THE DAY

The Miss Montana Road Show, made up of young women from across Montana, all of whom have competed for the Miss Montana title, entertained the members of the House with a song and dance routine.

Members of the cast are: Lilly Cruise, Miles City (Miss Montana, 1980); Lori Conlon, Saco (Miss Montana, 1979); Vanessa Weber, Missoula (Miss Montana, 1978); Thana Nightingale, Miles City (Miss SE Montana, 1980); Lorelee Theade, Billings (Miss Yellowstone County, 1979); Jacque Saltee, Billings (Miss Yellowstone County, 1981); Wendy Holton, Helena (Miss Bozeman, 1979); and Kurt Simpson, a voice major at Rocky Mountain College. The show, which performs for many state and regional conventions, is under the direction of Jack Lawson.

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 3/14/81  
Correctly printed - HJR 48.

Delivered to the Governor for his approval at 10:30 a.m., 3/14/81 -  
HB 3, HB 140, HB 150, HB 199, HB 254, HB 274, HB 315,  
HB 335, HB 387, HB 464.

JUDICIARY (Keyser, Chairman): 3/13/81  
SB 83, third reading copy, be amended as follows:

1. Title, line 6.

Following: “,”

Strike: “AND”

Following: “THEREFOR”

Insert: “; AND PROVIDING AN IMMEDIATE EFFECTIVE  
DATE”

2. Page 2.

Following: line 14

Insert: “Section 2. Effective date. This act is effective on passage  
and approval.”

And, as amended, be concurred in. Report adopted.

SB 265, be concurred in. Report adopted.

SB 267, be concurred in. Report adopted.

SB 342, be concurred in. Report adopted.

SB 403, be concurred in. Report adopted.

SB 404, be concurred in. Report adopted.

NATURAL RESOURCES (Iverson, Chairman): 3/13/81  
SB 16, be concurred in. Report adopted.  
SB 80, be concurred in. Report adopted.  
SB 278, be concurred in. Report adopted.  
SJR 11, be concurred in. Report adopted.

### MESSAGES FROM THE OTHER HOUSE

The Senate, on 3/13/81, requested the return of the following House Bill for further consideration:

House Bill No. 636, introduced by Feda, Wallin, Ernst, et al.

Senate Bill passed as amended and transmitted to the House for concurrence: 3/13/81

Senate Bill No. 221, introduced by Van Valkenburg

House Bill not concurred in and returned to the House: 3/13/81

House Bill No. 402, introduced by Keedy

House Bills concurred in as amended and returned to the House for concurrence in Senate Amendments: 3/13/81

House Bill No. 271, introduced by Thoft, Quilici, Harrington

House Bill No. 286, introduced by Fabrega

House Bill No. 324, introduced by Burnett, McLane, Roth

House Bill No. 350, introduced by Meyer, Goodover, McCallum, et al.

House Bill No. 405, introduced by Keedy

House Bill No. 494, introduced by Curtiss, Asay

House Bill No. 610, introduced by Anderson, B. Brown, Marks, et al.

House Bill No. 611, introduced by Anderson, B. Brown, Marks, et al.

House Bills concurred in and returned to the House: 3/13/81

House Bill No. 107, introduced by Ryan

House Bill No. 141, introduced by Thoft, Seifert, Robbins

House Bill No. 247, introduced by Sivertsen

House Bill No. 283, introduced by Fabrega, Hager

House Bill No. 353, introduced by Kemmis, Berg

House Bill No. 450, introduced by Ellerd, Conroy, Sivertsen, Sales

House Bill No. 750, introduced by Meyer, Ryan

### MOTIONS

Representative Sivertsen moved that SB 427 be placed below SB 14 on the Second Reading board. Motion carried.

Representative Moore moved that HB 807 be taken from the Committee on Taxation and rereferred to the Committee on Appropriations. Motion carried.

Representative Fagg moved that the rules be suspended to allow Senate Amendments to HB 610 to be heard this day, the same day they were

returned from the Senate, and that if they are concurred in on Second Reading, the rules be further suspended to allow Senate Amendments to HB 610 to be heard on Third Reading this same day. Motion carried. (68-18)

Representative Bennett moved that consideration on SB 14 be passed for the day. Motion carried.

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Senate Amendments to House Bill No. 195 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Bengtson, Daily, Keedy.

Total 3

Excused: Hannah, Iverson, O'Connell, Seifert, Vinger, Winslow.

Total 6

Absent or not voting: Bertelsen, Lory.

Total 2

House Bill No. 776 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conroy, Curtiss, Daily, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Gould, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Shelden, Shontz, Teague, Thoft, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 66

Noes: Briggs, Burnett, Conn, Cozzens, Devlin, Donaldson, Ellerd, Fagg, Fedá, Hanson, Hurwitz, Kropp, Lund, Matsko, McLane, Moore, Nordtvedt, Phillips, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Wallin, Mr. Speaker.

Total 30

Paired: Anderson, Iverson, O'Connell, Ayes; Burnett, Seifert, Spilker, Noes.

Excused: Hannah, Vinger, Winslow.

Total 3



Absent or not voting: Lory.

Total 1

Senate Bill No. 15, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Bardanouve, Burnett, Ellerd, Hannah, Nordtvedt, Roth, Ryan, Sales, Smith, Stobie, Teague.

Total 11

Paired: Spilker, Aye; Hannah, No.

Excused: Iverson, O'Connell, Seifert, Vinger, Winslow.

Total 5

Absent or not voting: Lory.

Total 1

Senate Bill No. 26, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Stobie.

Total 1

Excused: Hannah, Iverson, O'Connell, Seifert, Vinger, Winslow.

Total 6

Absent or not voting: Fagg, Lory.

Total 2

Senate Bill No. 41 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser,

Kitselman, Kropp, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Bennett, Sales, Smith, Waldron.

Total 4

Excused: Hannah, Iverson, O'Connell, Seifert, Vinger, Winslow.

Total 6

Absent or not voting: Keedy, Lory, Phillips.

Total 3

Senate Bill No. 71 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roush, Sales, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Burnett, Ellerd, Ellison, Moore, Robbins, Ryan, Schultz, Smith, Stobie.

Total 9

Excused: Hannah, Iverson, O'Connell, Seifert, Vinger, Winslow.

Total 6

Absent or not voting: Lory, Menahan, Roth.

Total 3

Senate Bill No. 112, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Azzara, Bardanouve, Dussault, Ellerd, Kemmis, Kessler, McBride, Nordtvedt, Roth, Sales, Vincent.

Total 11

Excused: Hannah, Iverson, O'Connell, Seifert, Vinger, Winslow.

Total 6

Absent or not voting: None.

Total 0

Senate Bill No. 119 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Burnett.

Total 1

Excused: Hannah, Iverson, O'Connell, Seifert, Vinger, Winslow.

Total 6

Absent or not voting: Bergene.

Total 1

Senate Bill No. 145 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Hannah, Iverson, O'Connell, Seifert, Vinger, Winslow.

Total 6

Absent or not voting: Sales.

Total 1

Senate Bill No. 146 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson,

Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Thoft.

Total 1

Excused: Hannah, Iverson, O'Connell, Seifert, Vinger, Winslow.

Total 6

Absent or not voting: Hurwitz.

Total 1

Senate Bill No. 151 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Pistoria.

Total 1

Excused: Hannah, Iverson, O'Connell, Seifert, Vinger, Winslow.

Total 6

Absent or not voting: None.

Total 0

Senate Bill No. 171 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Burnett.

Total 1

Excused: Hannah, Iverson, O'Connell, Seifert, Vinger, Winslow.

Total 6

Absent or not voting: None.



Total 0

Senate Bill No. 178, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Zabrocki, Mr. Speaker.

Total 87

Noes: Curtiss, Keedy, Moore, Thoft, Yardley.

Total 5

Excused: Hannah, Iverson, O'Connell, Seifert, Vinger, Winslow.

Total 6

Absent or not voting: Bardanouve, Ellison.

Total 2

Senate Bill No. 184 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Hannah, Iverson, O'Connell, Seifert, Vinger, Winslow.

Total 6

Absent or not voting: Nordtvedt.

Total 1

Senate Bill No. 211 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen,

Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Bennett, Conroy, Harp, Keedy, Kropp, Moore, Oberg, Roth.

Total 8

Excused: Hannah, Iverson, O'Connell, Seifert, Vinger, Winslow.

Total 6

Absent or not voting: Nordtvedt.

Total 1

Senate Bill No. 261 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Sivertsen, Spilker, Stobie, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Harp, Huennekens, Keedy, Kemmis, Menahan, Moore, Nordtvedt, Oberg, Roth, Shontz, Smith, Switzer, Teague.

Total 13

Excused: Hannah, Iverson, O'Connell, Seifert, Vinger, Winslow.

Total 6

Absent or not voting: None.

Total 0

## MOTIONS

Representative Fagg moved that Senate Amendments to HB 610 be placed at the top of the Second Reading board. Motion carried.

Representative O'Hara moved that consideration on SB 309, SB 312, and SB 407 be passed for the day because Representative Winslow, who is carrying those bills, is absent today. Motion carried.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Conn in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Anderson moved that Senate Amendments to HB 610 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy,

Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 81

Noes: Andreason, Donaldson, Ellison, Fabrega, Gould, Keedy, Keyser, Robbins, Ryan, Sales, Stobie, Thoft, Underdal.

Total 13

Excused: Hannah, Iverson, O'Connell, Seifert, Vinger, Winslow.

Total 6

Absent or not voting: None.

Total 0

Representative Manuel moved that Senate Amendments to HB 104 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Conn, Cozzens, Daily, Dozier, Dussault, Ellerd, Eudaily, Fabrega, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Marks, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, Pavlovich, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Shelden, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Yardley.

Total 60

Noes: Brown, Burnett, Conroy, Curtiss, Devlin, Ellison, Ernst, Feda, Keyser, Matsko, McLane, Moore, O'Hara, Ryan, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Zabrocki.

Total 22

Excused: Hannah, Iverson, O'Connell, Seifert, Vinger, Winslow.

Total 6

Absent or not voting: Asay, Bardanouve, Donaldson, Fagg, Gould, Harrington, Hurwitz, Jensen, Lund, Nordtvedt, Phillips, Roth.

Total 12

Representatives Matsko and Waldron excused at this time.

Representative Dozier moved that HB 305, second reading copy, be amended as follows:

1. Title, line 5.

Following: "USE"

Strike: "A SEMIANNUAL"

2. Title, line 6.

Following: "VALUE"

Insert: "AS OF JANUARY 1 OF THE ASSESSMENT YEAR"

3. Page 1, line 20.

Following: "value"

Insert: "as of January 1 of the year of assessment"

4. Page 1, line 22.

Strike: "COMPREHENSIVE, SEMIANNUAL"

5. Page 3, line 21.

Following: "value"

Insert: "as of January 1 of the year of assessment"

6. Page 3, line 23.

Following: "RECENT,"

Strike: "COMPREHENSIVE, SEMIANNUAL"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 75

Noes: Burnett, Feda, Gould, Keedy, Switzer.

Total 5

Excused: Hannah, Iverson, Matsko, O'Connell, Seifert, Vinger, Waldron, Winslow.

Total 8

Absent or not voting: Bardanouve, Conroy, Curtiss, Devlin, Jensen, Lund, Meyer, Moore, Mueller, Nordtvedt, Ryan, Smith.

Total 12

And HB 305, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 81

Noes: Feda, Switzer.

Total 2

Excused: Hannah, Iverson, Matsko, O'Connell, Seifert, Vinger, Waldron, Winslow.

Total 8

Absent or not voting: Bardanouve, Conroy, Lund, Marks, Moore, Nordtvedt, Oberg, Ryan, Smith.

Total 9

Representative Vinger present at this time.

That HB 561 do pass by the following vote:



Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 83

Noes: Jacobsen.

Total 1

Excused: Hannah, Iverson, Matsko, O'Connell, Seifert, Waldron, Winslow.

Total 7

Absent or not voting: Bardanouve, Ellison, Feda, Lund, Moore, Nordtvedt, Ryan, Smith, Stobie.

Total 9

That HB 617 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 81

Noes: None.

Total 0

Excused: Hannah, Iverson, Matsko, O'Connell, Seifert, Waldron, Winslow.

Total 7

Absent or not voting: Bardanouve, Brown, Cozzens, Dozier, Ellison, Kessler, Lund, Marks, Metcalf, Pavlovich, Underdal, Vinger.

Total 12

Representative Moore excused at this time.

Representative Pavlovich moved that SB 427, third reading copy, be amended. Amendment failed by the following vote:

Ayes: Abrams, Bengtson, Bergene, Brand, Brown, Conroy, Daily, Devlin, Dozier, Ernst, Fabrega, Harrington, Hemstad, Holliday, Huennekens, Kanduch, Manning, Manuel, McBride, McLane, Neuman, Nordtvedt, Pavlovich, Quilici, Robbins, Schultz, Stobie, Teague, Vinger, Wallin, Williams, Zabrocki.

Total 32

Noes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Donaldson, Dussault, Ellerd, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Hart, Hurwitz, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman,

Kropp, Lory, Marks, Metcalf, Mueller, Nilson, Oberg, Phillips, Pistoria, Roth, Roush, Ryan, Sales, Shontz, Sivertsen, Smith, Spilker, Switzer, Underdal, Vincent, Yardley.

Total 53

Excused: Hannah, Iverson, Matsko, Moore, O'Connell, Seifert, Waldron, Winslow.

Total 8

Absent or not voting: Ellison, Lund, Menahan, Meyer, O'Hara, Shelden, Thoft.

Total 7

Representative O'Hara and the Long Range Building Committee excused at this time.

Representative Sivertsen moved that SB 427, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 82

Noes: Brand, Daily, Sales.

Total 3

Excused: Donaldson, Hannah, Iverson, Matsko, Moore, O'Connell, O'Hara, Seifert, Waldron, Winslow.

Total 10

Absent or not voting: Burnett, Ellison, Harrington, Lund, Nordtvedt.

Total 5

Representatives Robbins and Sivertsen excused at this time.

Representative Bergene moved that SB 49 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Brown, Conn, Daily, Dozier, Dussault, Ernst, Fabrega, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, McBride, Menahan, Metcalf, Meyer, Nilson, Oberg, Pavlovich, Phillips, Pistoria, Robbins, Roush, Schultz, Shelden, Switzer, Teague, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 55

Noes: Asay, Bennett, Briggs, Burnett, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Ellison, Eudaily, Fagg, Feda, Gould, Hannah, Harp, Hurwitz, Lory, Marks, McLane, Mueller, Neuman, Nordtvedt, Roth, Ryan, Sales, Shontz, Smith, Spilker, Stobie, Thoft, Underdal, Vinger.

Total 33

Paired: Bergene, Robbins, Ayes; Fagg, Hannah, Noes.

Excused: Donaldson, Iverson, Manuel, Matsko, Moore, O'Connell, O'Hara, Seifert, Sivertsen, Waldron, Winslow.

Total 11

Absent or not voting: Quilici.

Total 1

Representative Marks moved that consideration on SB 110 be passed for the day. Motion carried.

Representative Phillips excused at this time.

Representative Keyser moved that SB 120, third reading copy, be amended as follows:

1. Title, line 7.

Following: "3-15-503,"

Strike: "3-15-505,"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, Pavlovich, Pistoria, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 72

Noes: None.

Total 0

Excused: Bardanouve, Donaldson, Hannah, Hurwitz, Iverson, Manuel, Matsko, Moore, O'Connell, O'Hara, Phillips, Robbins, Seifert, Sivertsen, Waldron, Winslow.

Total 16

Absent or not voting: Fagg, Harp, Hemstad, Kropp, Lund, Manning, Marks, McBride, Nordtvedt, Quilici, Roth, Roush.

Total 12

Representative Keyser moved that SB 120, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, McLane, Menahan, Meyer, Mueller, Neuman, Nilson, Oberg, Pavlovich, Pistoria, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 74

Noes: None.

Total 0



Excused: Bardanouve, Donaldson, Hannah, Iverson, Manuel, Matsko, Moore, O'Connell, O'Hara, Phillips, Robbins, Seifert, Sivertsen, Waldron, Winslow.

Total 15

Absent or not voting: Andreason, Bennett, Fagg, Kessler, Lund, Manning, Marks, McBride, Metcalf, Nordtvedt, Quilici.

Total 11

Representative Kitselman excused at this time.

Representative Matsko present at this time.

Representative Keyser moved that SB 144, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, Pavlovich, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 78

Noes: None.

Total 0

Excused: Bardanouve, Donaldson, Hannah, Hurwitz, Iverson, Kitselman, Manuel, Moore, O'Connell, O'Hara, Phillips, Robbins, Seifert, Sivertsen, Waldron, Winslow.

Total 16

Absent or not voting: Bergene, Brand, Jensen, Lund, Nordtvedt, Shelden.

Total 6

Representative O'Hara present at this time.

Representative Keyser moved that SB 155 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Pistoria, Quilici, Roush, Ryan, Sales, Schultz, Shontz, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 74

Noes: Bergene, Manning.

Total 2

Excused: Bardanouve, Donaldson, Hannah, Hurwitz, Iverson, Kitselman, Manuel, Moore, O'Connell, Phillips, Robbins, Seifert, Sivertsen, Waldron, Winslow.

Total 15



Absent or not voting: Brand, Briggs, Jensen, Lund, Nordtvedt, Roth, Shelden, Smith, Teague.

Total 9

Representative Ellerd moved that SB 159, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hanson, Harp, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Manning, Marks, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, O'Hara, Pavlovich, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Zabrocki.

Total 68

Noes: Azzara, Harper, Hemstad, Kemmis, McBride, Oberg, Yardley.

Total 7

Excused: Bardanouve, Donaldson, Hannah, Hurwitz, Iverson, Kitselman, Manuel, Moore, O'Connell, Phillips, Robbins, Seifert, Sivertsen, Waldron, Winslow.

Total 15

Absent or not voting: Asay, Brand, Burnett, Cozzens, Ellison, Gould, Jensen, Lory, Lund, Nordtvedt.

Total 10

Representative Yardley moved that SB 161 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Yardley, Zabrocki.

Total 80

Noes: None.

Total 0

Excused: Bardanouve, Donaldson, Hannah, Hurwitz, Iverson, Kitselman, Manuel, Moore, O'Connell, Phillips, Robbins, Seifert, Sivertsen, Waldron, Winslow.

Total 15

Absent or not voting: Abrams, Burnett, Jensen, Lund, Williams.

Total 5

Representative Kitselman present at this time.

That the Committee rise and report. (Conn, Chairman). Report adopted. (80-1)

### THIRD READING OF BILLS

The following bill having been read three several times, title and history agreed to, was disposed of in the following manner:

Senate Amendments to House Bill No. 610 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Pistoria, Quilici, Roth, Roush, Schultz, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 71

Noes: Andreason, Ellison, Fabrega, Gould, Huennekens, Keedy, Keyser, Ryan, Sales, Stobie, Thoft, Underdal.

Total 12

Excused: Bardanouve, Donaldson, Hannah, Hurwitz, Iverson, Manuel, Moore, O'Connell, Phillips, Robbins, Seifert, Sivertsen, Waldron, Winslow.

Total 14

Absent or not voting: Burnett, Jensen, Lund.

Total 3

### **FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS**

The following Senate bill was introduced, read first time and referred to committee:

SB 221, introduced by Van Valkenburg. Referred to Committee on Local Government.

Representative Fagg moved that the House adjourn until 11:00 a.m., March 16, 1981.

Motion carried.

House adjourned at 1:40 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk



## FIFTY-EIGHTH LEGISLATIVE DAY

Helena, Montana  
March 16, 1981

House Chambers  
Capitol Building

House convened at 11:05 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except O'Connell, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Fifty-seventh Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 3/16/81

Correctly engrossed - HB 305.

Considered correctly engrossed - HB 561, HB 617.

Correctly enrolled - HB 14, HB 20, HB 30, HB 54, HB 55, HB 79, HB 107, HB 141, HB 195, HB 247, HB 256, HB 272, HB 277, HB 283, HB 306, HB 353, HB 450, HB 610, HB 639, HB 677, HB 696, HB 750, HJR 6, HJR 30.

Examined by the sponsor (Manuel) and found to be correct - HB 14.

Examined by the sponsor (Gould) and found to be correct - HB 20.

Examined by the sponsor (Roush) and found to be correct - HB 30.

Examined by the sponsor (Vinger) and found to be correct - HB 256.

Examined by the sponsor (Bertelsen) and found to be correct - HB 306.

Examined by the sponsor (Anderson) and found to be correct - HB 610.

Examined by the sponsor (Winslow) and found to be correct - HB 639.

Examined by the sponsor (Dussault) and found to be correct - HJR 6.

Signed by the Speaker at 3:27 p.m., 3/14/81 - HB 269, HB 342, HB 505, HB 508, HB 509.

Signed by the Speaker at 3:20 p.m., 3/16/81 - HB 14, HB 20, HB 30, HB 256, HB 306, HB 639, HJR 6.

Signed by the Speaker at 4:00 p.m., 3/16/81 - HB 610.

Delivered to the Governor for his approval at 4:03 p.m., 3/16/81 - HB 610.

HUMAN SERVICES (Gould, Chairman): 3/13/81

SB 137, be concurred in. Report adopted.

SB 228, third reading copy, be amended as follows:

1. Page 1, line 19.

Following: "services"

Insert: "of social and rehabilitation services"

2. Page 2, line 2.

Following: "month"

Insert: "no more than one-half the payments so made during the month"

3. Page 2, lines 3 through 5.

Strike: amended language

4. Page 2, line 22.

Following: "three"

Strike: "FIVE"



Insert: "four"

5. Page 3, line 5.

Following: "(D)"

Strike: text of subsection (d)

Insert: "a representative of a local school district."

6. Page 5, line 12.

Following: "agreement"

Insert: "according to federal regulations"

7. Page 5, line 13.

Following: "for the"

Strike: "care"

Insert: "placement"

Following: "of"

Strike: "the child"

Insert: "children"

Following: "the child;"

Strike: "and"

8. Page 5, line 15.

Following: "[section 2]"

Insert: "; and (d) the youth court retains supervision of the child in placement"

Statement of Intent to SB 228, third reading copy, be amended as follows:

1. Page 1, line 25.

Following: "and"

Insert: "subsection (3) of"

Following: "Section 1"

Strike: "paragraph 3"

2. Page 2, line 2.

Following: "by"

Strike: "the department and"

3. Page 2, lines 7 and 8.

Following: "business,"

Strike: "what the geographic district will consist of,"

And, as amended, be concurred in. Report adopted.

SB 310, be concurred in. Report adopted.

SB 418, third reading copy, be amended as follows:

1. Title, line 10.

Following: "37-7-401,"

Strike: "AND"

Following: "37-7-502,"

Insert: "50-32-101, 50-32-208, 50-32-209, AND 50-32-301,"

2. Page 15, line 16.

Following: "3"

Strike: "year"

Insert: "years"

3. Page 17.

Following: line 14

Insert: "Section 12. Section 50-32-101, MCA, is amended to read:

"50-32-101. Definitions. As used in this chapter, the following definitions apply:

(1) "Administer" means the direct application of a dangerous drug, whether by injection, inhalation, ingestion, or any other means, to the body of a patient or research subject by:

(a) a practitioner (or by his authorized agent); or

(b) the patient or research subject at the direction and in the presence of the practitioner.

(2) "Agent" means an authorized person who acts on behalf of or at the direction of a manufacturer, distributor, or dispenser. It does not include a common or contract carrier, public warehouseman, or employee of the carrier or warehouseman.

(3) "Board" means the board of pharmacists provided for in 2-15-1609.

(4) "Bureau" means the ~~bureau of narcotics and dangerous drugs~~ drug enforcement administration, United States department of justice, or its successor agency.

(5) "Counterfeit substance" means a dangerous drug which or the container or labeling of which without authorization bears the trademark, trade name, or other identifying mark, imprint, number, or device or any likeness thereof of a manufacturer, distributor, or dispenser other than the person who in fact manufactured, distributed, or dispensed the drug.

(6) "Dangerous drug" means a drug, substance, or immediate precursor in Schedules I through V hereinafter set forth.

(7) "Deliver" or "delivery" means the actual, constructive, or attempted transfer from one person to another of a dangerous drug, whether or not there is an agency relationship.

(8) "Department" means the department of professional and occupational licensing provided for in Title 2, chapter 15, part 16.

(9) "Dispense" means to deliver a dangerous drug to an ultimate user or research subject by or pursuant to the lawful order of a practitioner, including the prescribing, administering, packaging, labeling, or compounding necessary to prepare the drug for that delivery.

(10) "Dispenser" means a practitioner who dispenses.

(11) "Distribute" means to deliver other than by administering or dispensing a dangerous drug.

(12) "Distributor" means a person who distributes.

(13) (a) "Drug" means:

(i) a substance recognized as a drug in the official United States Pharmacopoeia; ~~official Homeopathic Pharmacopoeia of the United States, or official~~ National Formulary or any supplement to ~~any of them~~ it;

(ii) a substance intended for use in the diagnosis, cure, mitigation, treatment, or prevention of disease in man or animals;

(iii) a substance (other than food) intended to affect the structure or any function of the body of man or animals; and

(iv) a substance intended for use as a component of any article specified in (a)(i), (a)(ii), or (a)(iii) of this subsection.

(b) "Drug" does not include a device or its components, parts, or accessories.

(14) "Immediate precursor" means a substance which the board of pharmacists finds and by rule designates as being the principal compound commonly used or produced primarily for use and which is an immediate chemical intermediary used or likely to be used in the manufacture of a dangerous drug, the control of which is necessary to prevent, curtail, or limit manufacture.

(15) (a) "Manufacture" means the production, preparation, propagation, compounding, conversion, or processing of a dangerous drug either directly or indirectly by extraction from substances of natural origin, independently by means of chemical synthesis, or by a combination of extraction and chemical synthesis and includes any packaging or repackaging of the drug or labeling or relabeling of its container.

(b) "Manufacture" does not include the preparation or compounding of a dangerous drug by an individual for his own use or the preparation, compounding, packaging, or labeling of a dangerous drug:

(i) by a practitioner as an incident to his administering or dispensing of a dangerous drug in the course of his professional practice; or

(ii) by a practitioner or his authorized agent under his supervision for the purpose of or as an incident to research, teaching, or chemical analysis and not for sale.

(16) "Marijuana (marihuana)" means all plant material from the genus *cannabis* containing tetrahydrocannabinol (THC) or seeds of the genus capable of germination.

(17) "Narcotic drug" means any of the following, whether produced directly or indirectly by extraction from substances of vegetable origin, independently by means of chemical synthesis, or by a combination of extraction and chemical synthesis:

(a) opium and opiate and any salt, compound, derivative, or preparation of opium or opiate;

(b) any salt, compound, isomer, derivative, or preparation thereof which is chemically equivalent or identical with any of the drugs referred to in (17)(a) of this section, but not including the isoquinoline alkaloids of opium;

(c) opium poppy and poppy straw; or

(d) coca leaves and any salt, compound, derivative, or preparation of coca leaves and any salt, compound, isomer, derivative, or preparation thereof which is chemically equivalent or identical with any of these drugs, but not including decocainized coca leaves or extractions of coca leaves which do not contain cocaine or ecgonine.

(18) "Opiate" means any drug having an addiction-forming or addiction-sustaining liability similar to morphine or being capable of conversion into a drug having addiction-forming or addiction-sustaining liability. It does not include, unless specifically designated as a dangerous drug under 50-32-202, the dextrorotatory



isomer of 3-methoxy-n-methylmorphinan and its salts (dextromethorphan). It does include its racemic and levorotatory forms.

(19) "Opium poppy" means the plant of the species *papaver somniferum* L., except its seeds.

(20) "Person" means an individual, corporation, government or governmental subdivision or agency, business trust, estate, trust, partnership, association, or any other legal entity.

(21) "Poppy straw" means all parts, except the seeds, of the opium poppy after mowing.

(22) "Practitioner" means:

(a) a physician, dentist, veterinarian, scientific investigator, or other person licensed, registered, or otherwise permitted to distribute, dispense, or conduct research with respect to or to administer a dangerous drug in the course of professional practice or research in this state; and

(b) a pharmacy or other institution licensed, registered, or otherwise permitted to distribute, dispense, or conduct research with respect to or to administer a dangerous drug in the course of professional practice or research in this state.

(23) The term "prescription" is given the meaning it has in 37-7-101.

(24) "Production" includes the manufacture, planting, cultivation, growing, or harvesting of a substance or drug regulated under the provisions of this chapter.

(25) "State", when applied to a part of the United States, includes any state, district, commonwealth, territory, insular possession thereof, and any area subject to the legal authority of the United States of America.

(26) "Ultimate user" means a person who lawfully possesses a dangerous drug for his own use or for the use of a member of his household or for administering to an animal owned by him or by a member of his household."

Section 13. Section 50-32-208, MCA, is amended to read:

"50-32-208. Prescription and medical requirements for scheduled drugs — penalty. (1) No dangerous drug in Schedule II may be dispensed without the written prescription of a practitioner.

(2) In emergency situations, as defined by rule of the board, Schedule II drugs may be dispensed upon a practitioner's oral prescription reduced promptly to writing and filed by the pharmacy. Prescriptions shall be retained in conformity with the requirements of 50-32-309. No prescription for a Schedule II drug may be refilled.

(3) A dangerous drug included in Schedule III or IV, which is a prescription drug as determined under the federal or Montana food, drug, and cosmetic acts, shall not be dispensed without a written or oral prescription of a practitioner. The prescription shall not be filled or refilled more than 6 months after the date thereof or be refilled more than five times unless renewed by the practitioner.

(4) A dangerous drug included in Schedule V shall not be distributed or dispensed other than for a medical purpose.



(5) Any person who violates the provisions of this section is guilty of a misdemeanor and upon conviction may be fined not to exceed \$1,000 or be imprisoned in county jail for a term not to exceed 1 year, or both fined and imprisoned."

Section 14. Section 50-32-209, MCA, is amended to read:

"50-32-209. Annual republication of schedules. The board shall revise and the department shall republish the schedules of dangerous drugs annually. For the purposes of this section the mandate to republish may be satisfied by publication in the administrative rules of Montana pursuant to Title 2, chapter 4."

Section 15. Section 50-32-301, MCA, is amended to read:

"50-32-301. Annual registration required for manufacturer, distributor, or dispenser. (1) Every person who manufactures, distributes, or dispenses any dangerous drug within this state must, ~~on and after January 1, 1974,~~ obtain annually a registration issued by the department in accordance with board rules.

(2) Persons registered by the board under this chapter to manufacture, distribute, dispense, or conduct research with dangerous drugs may possess, manufacture, distribute, dispense, or conduct research with those drugs to the extent authorized by their registration and in conformity with the other provisions of this chapter."

Renumber: subsequent section

4. Page 17, line 15.

Following: "Coordination with"

Insert: "Senate"

Following: "Bill"

Insert: "412"

5. Page 17, line 16.

Following: line 15

Insert: "Senate"

Following: "Bill"

Insert: "412"

And, as amended, be concurred in. Report adopted.

LOCAL GOVERNMENT (Bertelsen, Chairman):

3/14/81

SB 215, be concurred in. Report adopted.

SB 256, third reading copy, be amended as follows:

1. Title, line 4.

Following: "ACT TO"

Strike: "REDUCE"

Insert: "CHANGE"

2. Page 2, line 8.

Following: "(1)"

Insert: "(a)"

Following: "300"

Strike: "200"

Insert: "300"

Following: "upwards;"

Insert: "or"

3. Page 2.

Following: line 8

Insert: "(b) the community was a townsite owned and built by the U.S. government prior to [the effective date of this act];"

And, as amended, be concurred in. Report adopted.

SB 328, be concurred in. Report adopted.

SB 368, be concurred in. Report adopted.

TAXATION (Nordtvedt, Chairman):

3/14/81

SB 134, be concurred in. Report adopted.

SB 183, be concurred in. Report adopted.

SB 231, be concurred in. Report adopted.

SB 279, be concurred in. Report adopted.

### MOTIONS

Representative Fagg moved that HB 636 be returned to the Senate, as they requested March 13th, for further consideration. Motion carried.

Representative Vinger moved that his pair vote on the "do pass" vote on HB 543, Second Reading, on the 55th legislative day, be changed from no to yes. Motion carried unanimously.

Representative Fagg moved for a 30-minute recess so that both parties could caucus on HB 500. Motion carried.

House recessed at 11:15 a.m.

House reconvened at 11:50 a.m.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following bills were introduced, read first time and referred to committees:

HB 830, introduced by Fabrega, Thomas, Meyer, R. Manning, Moore, J. O'Hara, Hemstad, Hurwitz, Galt, Pavlovich, McBride, Goodover, Matsko, Bergene, Neuman, Pistoria, Huennekens, O'Connell, Mazurek, Phillips, Berg, Menahan, Ryan, Hafferman, Lee. Referred to Long Range Building Committee.

HB 841, introduced by D. Brown. Referred to Long Range Building Committee.

HB 842, introduced by Menahan, Haffey, Healy, Stimatz, Jacobson, Thomas, Harrington, Pavlovich, Kanduch. Referred to Committee on Taxation.

HB 843, introduced by Moore. Referred to Long Range Building Committee.

HB 844, introduced by Kanduch. Referred to Committee on Taxation.

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Moore in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Lund moved that HB 500 do pass.

Representatives Bergene and Curtiss excused at this time.

Representative Lund moved that HB 500, second reading copy, be amended as follows:

1. Page 2, line 9.

Following: "Bozeman,"

Insert: "the forestry and conservation experiment station with central offices at Missoula,"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sheldon, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 96

Noes: None.

Total 0

Excused: Bergene, Curtiss, O'Connell.

Total 3

Absent or not voting: Brand.

Total 1

Representative Dussault excused at this time.

Representative Curtiss present at this time.

SECTION A. LEGISLATIVE, JUDICIAL,  
AND ADMINISTRATIVE AGENCIES  
(SUBCOMMITTEE CHAIRMAN, LORY)

Representative Kemmis moved that HB 500, second reading copy, be further amended. Amendment failed by the following vote:

Ayes: Abrams, Azzara, Brand, Brown, Daily, Dozier, Harper, Harrington, Hart, Huennekens, Kanduch, Kemmis, Kennerly, Manning, Manuel, McBride, Menahan, Metcalf, Nilson, Pavlovich, Pistoria, Quilici, Shontz, Teague, Vincent, Williams, Yardley, Zabrocki.  
Total 28

Noes: Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Winslow.  
Total 68

Paired: Menahan, Aye; Bergene, No.



Excused: Dussault, O'Connell.

Total 2

Absent or not voting: Keedy, Shelden.

Total 2

Representative Bergene present at this time.

Representative Marks moved that HB 500, second reading copy, be further amended as follows:

1. Page 7.

Following: line 16

Insert: "The general fund appropriation for FY 1982 includes funds for CSG travel, interim studies, Forestry Task Force, Revenue Oversight Committee, Administrative Code Committee, District and Apportionment Commission, and Constitutional Convention Proceedings publication in the total amount of \$304,710 which is a biennial appropriation."

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Dussault, O'Connell.

Total 2

Absent or not voting: Bennett, Cozzens, Sales, Shelden.

Total 4

Representatives Conn, Fabrega, Hemstad, and Meyer excused at this time.

Representative Nordtvedt moved that HB 500, second reading copy, be further amended as follows:

1. Page 10, line 20.

Strike: "7,916,002 8,260,020 7,462,202 8,438,636"

Insert: "3,416,000 12,760,020 2,756,964 13,143,874"

Amendment passed by the following vote:

Ayes: Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Donaldson, Ellerd, Ellison, Fabrega, Fagg, Fedra, Hannah, Hanson, Harp, Harper, Hemstad, Hurwitz, Iverson, Jensen, Keedy, Keyser, Kitselman, Kropp, Lund, Marks, Matsko, McLane, Meyer, Moore, Nordtvedt, O'Hara, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Spilker, Stobie, Switzer, Thoft, Underdal, Wallin, Winslow.



Total 49

Noes: Abrams, Anderson, Andreason, Bardanouve, Bengtson, Brand, Brown, Conroy, Daily, Devlin, Dozier, Dussault, Ernst, Eudaily, Gould, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Lory, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Shontz, Smith, Teague, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki.

Total 48

Paired: Conn, Fabrega, Fagg, Hemstad, Meyer, Nordtvedt, Ayes; Bardanouve, Daily, Dussault, Kemmis, O'Connell, Quilici, Noes.

Excused: None.

Total 0

Absent or not voting: Azzara, Mueller, Shelden.

Total 3

Representatives Marks and Quilici excused at this time.

Representative Bertelsen moved that HB 500, second reading copy, be further amended. Amendment failed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Brown, Daily, Dozier, Gould, Hanson, Harper, Harrington, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Manning, McBride, Menahan, Metcalf, Nilson, Oberg, Pavlovich, Pistoria, Robbins, Roth, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 43

Noes: Bennett, Briggs, Burnett, Conroy, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Hannah, Harp, Iverson, Jensen, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McLane, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Winslow.

Total 44

Excused: Conn, Dussault, Fabrega, Hemstad, Marks, Meyer, O'Connell, Quilici.

Total 8

Absent or not voting: Azzara, Cozzens, Hart, Hurwitz, Keedy.

Total 5

Representative McBride excused at this time.

Representative Shontz moved that HB 500, second reading copy, be further amended. Amendment failed by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bengtson, Brand, Brown, Conroy, Daily, Dozier, Dussault, Gould, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Manning, Manuel, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 42

Noes: Anderson, Andreason, Asay, Bennett, Bergene, Briggs, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily,

Fabrega, Fagg, Fedra, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 55

Paired: Abrams, Daily, Dussault, Holliday, Kemmis, O'Connell, Quilici, Shelden, Ayes; Conn, Fabrega, Fagg, Hemstad, Lund, Marks, Meyer, Smith, Noes.

Excused: McBride.

Total 1

Absent or not voting: Bertelsen, Roth.

Total 2

Representative Keyser moved that HB 500, second reading copy, be further amended. After some discussion, Representative Keyser withdrew his amendment.

Representatives Hemstad and Marks present at this time.

Representative Daily excused at this time.

Representative Shontz moved that HB 500, second reading copy, be further amended as follows:

1. Page 10, line 20.

Strike: "3,416,000 12,760,020 2,756,964 13,143,874"

Insert: "7,916,003 8,260,021 7,462,203 8,438,637"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Brand, Brown, Conroy, Curtiss, Daily, Dozier, Dussault, Eudaily, Gould, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Lory, Manning, Manuel, McBride, Menahan, Metcalf, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Robbins, Roth, Roush, Shelden, Shontz, Switzer, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 51

Noes: Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Fagg, Fedra, Hannah, Harp, Hemstad, Hurwitz, Iverson, Jensen, Keedy, Keyser, Kitselman, Kropp, Lund, Marks, Matsko, McLane, Moore, Nordtvedt, O'Hara, Phillips, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 47

Paired: Abrams, Daily, Dussault, Harrington, McBride, O'Connell, Ayes; Conn, Fabrega, Fagg, Hannah, Hemstad, Smith, Noes.

Excused: Meyer, Quilici.

Total 2

Absent or not voting: None.

Total 0

#### SECTION B. HUMAN SERVICES (SUBCOMMITTEE CHAIRMAN, HURWITZ)

Representatives Conn, Daily, Dussault, Fabrega, McBride, Meyer, and Quilici present at this time.

Representatives Azzara, Bengtson, and Nordtvedt excused at this time.

Representative Marks moved that HB 500, second reading copy, be further amended as follows:

1. Page 22.

Following: line 8

Insert: "No funds are appropriated for the hazardous waste program.

However, the department may budget amend federal spending authority for the hazardous waste program if these federal funds become available and no additional general fund is required."

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Sheldon, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Dozier, Hannah, Menahan, Ryan, Stobie.

Total 5

Excused: Azzara, Bengtson, Nordtvedt, O'Connell.

Total 4

Absent or not voting: Manuel, O'Hara, Pavlovich, Shontz.

Total 4

Representatives Azzara, Bengtson, and Nordtvedt present at this time.

Representatives Kitselman and Pavlovich excused at this time.

Representative Brown moved that HB 500, second reading copy, be further amended. Amendment failed by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bengtson, Bergene, Brand, Brown, Conn, Daily, Dozier, Dussault, Fabrega, Gould, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Sheldon, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 47

Noes: Anderson, Andreason, Asay, Bennett, Bertelsen, Briggs, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedra, Hannah, Hanson, Harp, Hurwitz, Iverson, Jensen, Keyser, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 52

Paired: O'Connell, Pavlovich, Ayes; Burnett, Fagg, Noes.

Excused: Kitselman.



Total 1

Absent or not voting: None.

Total 0

Representative Harrington excused at this time.

Representative Kitselman present at this time.

Representative Seifert moved that HB 500, second reading copy, be further amended. Amendment failed by the following vote:

Ayes: Bennett, Briggs, Burnett, Conroy, Cozzens, Ellerd, Feda, Keyser, Kropp, Lund, Moore, Roth, Ryan, Sales, Seifert, Sivertsen, Smith, Switzer, Thoft, Underdal.

Total 20

Noes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Brown, Conn, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Schultz, Sheldon, Shontz, Spilker, Stobie, Teague, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Paired: Burnett, Sales, Smith, Ayes; Harrington, O'Connell, Pavlovich, Noes.

Excused: None.

Total 0

Absent or not voting: Devlin, Iverson, Jensen.

Total 3

Representatives Andreason, Daily, and Menahan excused at this time.

Representative Waldron moved that HB 500, second reading copy, be further amended. Amendment failed by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bengtson, Bergene, Brand, Brown, Conn, Daily, Dozier, Dussault, Eudaily, Fabrega, Gould, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Lory, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Sheldon, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 49

Noes: Anderson, Asay, Bennett, Bertelsen, Briggs, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fagg, Feda, Hannah, Hanson, Hurwitz, Iverson, Jensen, Keedy, Keyser, Kropp, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 49

Paired: Daily, Harrington, Menahan, O'Connell, Pavlovich, Ayes; Burnett, Fagg, Hurwitz, Seifert, Sivertsen, Noes.

Excused: Andreason.



Total 1

Absent or not voting: Harp.

Total 1

Representative Meyer moved that HB 500, second reading copy, be further amended as follows:

1. Page 24.

Following: line 11

Insert: "The department of social and rehabilitation services shall assure that the community developmental disabilities group homes are reporting all financial transactions through a uniform accounting system including a single chart of accounts and accounting manual. The community developmental disabilities group homes shall provide the same detailed financial information required of all state agencies in support of budget requests.

No money may be disbursed to the homes after July 1, 1982, unless the director of the department of social and rehabilitation services certifies to the legislative finance committee that the group homes are recording and reporting financial information uniformly."

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Dozier.

Total 1

Excused: Andreason, Daily, Harrington, Menahan, O'Connell, Pavlovich.

Total 6

Absent or not voting: Bengtson, Burnett, Keedy.

Total 3

Representative Waldron moved that HB 500, second reading copy, be further amended. Amendment failed by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bengtson, Bergene, Brand, Brown, Conn, Daily, Dozier, Dussault, Eudaily, Fabrega, Gould, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Lory, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 49

Noes: Anderson, Asay, Bennett, Bertelsen, Briggs, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fagg, Feda, Hannah, Hanson, Harp, Hurwitz, Iverson, Jensen, Keedy, Keyser, Kropp,

Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 50

Paired: Daily, Harrington, Menahan, O'Connell, Pavlovich, Ayes; Burnett, Curtiss, Fagg, Hannah, Seifert, Noes.

Excused: Andreason.

Total 1

Absent or not voting: None.

Total 0

Representative Andreason present at this time.

Representative Waldron moved that HB 500, second reading copy, be further amended. After some debate, the amendment was withdrawn.

Representative Fagg moved that the Committee rise and beg leave to sit again on the 59th legislative day. Motion carried.

Representative Fagg moved that the House adjourn until 11:00 a.m., March 17, 1981.

Motion carried.

House adjourned at 5:42 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk



## FIFTY-NINTH LEGISLATIVE DAY

Helena, Montana  
March 17, 1981

House Chambers  
Capitol Building

House convened at 11:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Azzara, Kropp, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Fifty-eighth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 3/17/81

Correctly enrolled - HB 421.

Examined by the sponsor (Hurwitz) and found to be correct - HB 54.

Examined by the sponsor (Fabrega) and found to be correct - HB 55, HB 283.

Examined by the sponsor (Harper) and found to be correct - HB 79.

Examined by the sponsor (Ryan) and found to be correct - HB 107.

Examined by the sponsor (Thoft) and found to be correct - HB 141.

Examined by the sponsor (Curtiss) and found to be correct - HB 195.

Examined by the sponsor (Sivertsen) and found to be correct - HB 247.

Examined by the sponsor (Anderson) and found to be correct - HB 272.

Examined by the sponsor (Seifert) and found to be correct - HB 277.

Examined by the sponsor (Kemmis) and found to be correct - HB 353.

Examined by the sponsor (Waldron) and found to be correct - HB 421.

Examined by the sponsor (Ellerd) and found to be correct - HB 450.

Examined by the sponsor (Cozzens) and found to be correct - HB 677.

Examined by the sponsor (Kessler) and found to be correct - HB 696.

Examined by the sponsor (Meyer) and found to be correct - HB 750.

Examined by the sponsor (Smith) and found to be correct - HJR 30.

JUDICIARY (Keyser, Chairman): 3/16/81

SB 306, be concurred in. Report adopted.

SB 316, third reading copy, be amended as follows:

1. Title, line 5.

Following: "TERMINATING"

Strike: "THE INTEREST IN JOINTLY HELD PROPERTY OF A DECEASED JOINT TENANT"

Insert: "INTERESTS NOT REQUIRING PROBATE WHEN THE TERMINATION RESULTS FROM THE DEATH OF THE PERSON HOLDING THE INTEREST"

2. Page 2, line 10.

Following: "that"

Strike: "a joint tenant"

Insert: "the holder of a nonprobate interest"

3. Page 2, line 11.

Following: "interest"

Strike: "in the joint property"

4. Page 2, line 12.



Following: "terminated."

Insert: "A nonprobate interest in real property is a joint tenancy interest, a life estate interest, or any other interest not requiring probate."

5. Page 2, line 16.

Following: "that the"

Strike: "joint tenant"

Insert: "holder of the nonprobate interest"

And, as amended, be concurred in. Report adopted.

SB 336, be concurred in. Report adopted.

SB 341, third reading copy, be amended as follows:

1. Title, line 6.

Following: "AN"

Insert: "ACT OR"

2. Page 1, line 15.

Following: "more"

Insert: "acts or"

And, as amended, be concurred in. Report adopted.

SB 400, be concurred in. Report adopted.

STATE ADMINISTRATION (Feda, Chairman):

3/16/81

SB 276, be concurred in. Report adopted.

### MESSAGES FROM THE GOVERNOR

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

March 16, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 50, 153, 199, 274, 331, 344.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

March 17, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 140, 150, 254, 315, 335, 387, 610.

Sincerely,

TED SCHWINDEN  
Governor

### MESSAGES FROM THE OTHER HOUSE

Senate Bill passed as amended and transmitted to the House for concurrence: 3/14/81

Senate Bill No. 292, introduced by Hager

House Bills not concurred in and returned to the House: 3/14/81

House Bill No. 320, introduced by Kropp

House Bill No. 420, introduced by Waldron

House Bill No. 296, introduced by Nordtvedt, requiring adoption by an affirmative roll call vote of two-thirds of all the members of the Legislature, was concurred in by the Senate and is returned to the House with the following vote: 3/14/81

#### SENATE

YEAS - 34

NAYS - 13

#### HOUSE OF REPRESENTATIVES

YEAS - 98

NAYS - 0

House Bills concurred in as amended and returned to the House for concurrence in Senate Amendments: 3/14/81

House Bill No. 88, introduced by Vincent, Huennekens, Marks

House Bill No. 360, introduced by Metcalf, S. Brown, Kessler

House Bill No. 413, introduced by Bertelsen

House Bill No. 484, introduced by Nordtvedt, Azzara

House Bill No. 524, introduced by Hurwitz, Sivertsen, Schultz

House Bills concurred in and returned to the House: 3/14/81

House Bill No. 16, introduced by Quilici

House Bill No. 67, introduced by Fabrega, Goodover, et al.

House Bill No. 346, introduced by Jensen, Turnage

House Bill No. 358, introduced by Manning, Brand, Jacobsen, et al.

House Bill No. 468, introduced by Thoft, Iverson, Keyser, et al.

House Bill No. 681, introduced by Sivertsen, Keyser, Marks, et al.

House Amendments to Senate Bills concurred in: 3/14/81

House Amendments to Senate Bill No. 29, introduced by Hager

House Amendments to Senate Bill No. 36, introduced by Goodover

House Amendments to Senate Bill No. 103, introduced by Smith, Turnage, Tveit, et al.

House Amendments to Senate Bill No. 459, introduced by Smith, Lee, Galt

House Bills concurred in and returned to the House: 3/16/81

House Bill No. 201, introduced by Sivertsen

House Bill No. 466, introduced by Ellison, Bertelsen, et al.

House Bill No. 233, introduced by Moore, Phillips, Matsko, et al., requiring adoption by an affirmative roll call vote of two-thirds of all the members of the Legislature, was concurred in by the Senate as amended and is returned to the House for concurrence in Senate Amendments with the following vote: 3/16/81

SENATE

YEAS - 34  
NAYS - 16

HOUSE OF REPRESENTATIVES

YEAS - 62  
NAYS - 35

House Bills not concurred in and returned to the House: 3/16/81

House Bill No. 93, introduced by Bennett

House Bill No. 207, introduced by Keedy

House Bill No. 317, introduced by Gould

House Bill No. 777, introduced by Donaldson, Keedy

House Bills and House Joint Resolution concurred in as amended and returned to the House for concurrence in Senate Amendments: 3/16/81

House Bill No. 7, introduced by Keyser

House Bill No. 291, introduced by Huennekens

House Bill No. 481, introduced by Nordtvedt

House Bill No. 545, introduced by Sivertsen

House Joint Resolution No. 17, introduced by Ellerd, Conroy, Sivertsen, Sales

House Bill indefinitely postponed and returned to the House: 3/16/81

House Bill No. 732, introduced by Eudaily

Senate Bills and Senate Joint Resolution passed as amended and transmitted to the House for concurrence: 3/17/81

Senate Bill No. 96, introduced by Van Valkenburg

Senate Bill No. 382, introduced by Turnage, Norman

Senate Joint Resolution No. 23, introduced by Towe, Goodover, Turnage, Stephens

House Bills concurred in as amended and returned to the House for concurrence in Senate Amendments: 3/17/81

House Bill No. 390, introduced by Winslow

House Bill No. 502, introduced by Anderson, Harp, Burnett, et al.

House Bills concurred in and returned to the House: 3/17/81

House Bill No. 351, introduced by Kessler

House Bill No. 407, introduced by Cozzens, Huennekens, Dussault

**MOTIONS**

Because of the brilliant orange suit worn by the Chief Clerk and the brilliant Irish green suit worn by the Assistant Chief Clerk in honor of St.

Patrick's Day, Representative Moore moved that the glare be removed from the rostrum. He further commented, "One affects the eyes and the other affects the stomach." The Chair ruled the motion out of order.

Representative Fagg moved that the House stand in recess for a 30-minute caucus. Motion carried.

House recessed at 11:20 a.m.

House reconvened at 12:00 noon.

### **FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS**

The following House bills were introduced, read first time and referred to committees:

HB 845, introduced by Dussault, Fabrega, Williams, Sivertsen. Referred to Committee on Appropriations.

HB 846, introduced by Asay, Ochsner, Roth, Devlin, Conroy, Keating, McLane, Kemmis, Curtiss, Switzer, Huennekens, Zabrocki, Galt, Graham, (By Request of the Department of Natural Resources and Conservation). Referred to Committee on Appropriations.

The following Senate bill was introduced, read first time and referred to committee:

SB 292, introduced by Hager. Referred to Committee on Taxation.

### **SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative Moore in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Azzara present at this time.

Representatives Bertelsen, Fabrega, and Hurwitz excused at this time.

Debate on HB 500 continued at this time.

### **SECTION C. NATURAL RESOURCES, BUSINESS REGULATION (SUBCOMMITTEE CHAIRMAN, STOBIE)**

Representative Stobie moved that HB 500, second reading copy, be amended as follows:

1. Page 37, line 5.

Strike: line 5 in its entirety

Insert: "3,779,305 2,137,964 3,621,654 2,139,399"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad,



Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Keedy.

Total 1

Excused: Bertelsen, Fabrega, Hurwitz, Kropp.

Total 4

Absent or not voting: Andreason, Bardanouve, Brand, Neuman.

Total 4

Representative Stobie moved that HB 500, second reading copy, be further amended as follows:

1. Page 38.

Following: line 10

Insert: "All federal Clark-McNary (CM-2) funds received by the department in excess of \$250,000 per year will be deposited in the general fund."

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Bertelsen, Fabrega, Hurwitz, Kropp.

Total 4

Absent or not voting: Andreason, Bardanouve, Neuman.

Total 3

Representatives Fabrega and Hurwitz present at this time.

Representatives Fagg, Kemmis, and Meyer excused at this time.

Representative Nordtvedt moved that HB 500, second reading copy, be further amended. Amendment failed by the following vote:

Ayes: Abrams, Andreason, Asay, Burnett, Curtiss, Devlin, Donaldson, Ellison, Hannah, Huennekens, Hurwitz, Iverson, Kessler, Marks, Moore, Nordtvedt, Oberg, Roth, Seifert, Sivertsen.

Total 20

Noes: Anderson, Bardanouve, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Jacobsen, Kanduch, Keedy, Kennerly, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 75

Paired: Kessler, Nordtvedt, Ayes; Fagg, Meyer, Noes.

Excused: Bertelsen, Kemmis, Kropp.

Total 3

Absent or not voting: Azzara, Jensen.

Total 2

Representative Meyer present at this time.

Representative Nordtvedt moved that HB 500, second reading copy, be further amended. Amendment failed by the following vote:

Ayes: Abrams, Andreason, Asay, Burnett, Devlin, Donaldson, Ellison, Hannah, Huennekens, Hurwitz, Iverson, Kessler, Marks, Moore, Nordtvedt, Oberg, O'Hara, Ryan, Sales, Seifert, Sivertsen, Stobie, Switzer, Underdal.

Total 24

Noes: Anderson, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Jacobsen, Kanduch, Keedy, Kennerly, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Shelden, Shontz, Smith, Spilker, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 71

Excused: Bertelsen, Fagg, Kemmis, Kropp.

Total 4

Absent or not voting: Jensen.

Total 1

Representatives Bertelsen, Fagg, and Kemmis present at this time.

Representative Conroy moved that HB 500, second reading copy, be further amended as follows:

1. Page 33, lines 2 through 6.

Strike: lines 2 through 6 in their entirety

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ernst, Fedá, Harp, Harrington, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Keedy, Kennerly, Kitselman, Lund, Manuel, Matsko, McLane, Meyer, Moore, O'Connell, Phillips,

Pistoria, Roth, Roush, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Switzer, Teague, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.  
Total 55

Noes: Azzara, Bardanouve, Brand, Brown, Conn, Dozier, Dussault, Ellison, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harper, Hart, Hurwitz, Kanduch, Kemmis, Kessler, Keyser, Lory, Manning, Marks, McBride, Menahan, Metcalf, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Quilici, Robbins, Ryan, Spilker, Stobie, Vincent, Waldron, Williams, Yardley.  
Total 42

Excused: Kropp.

Total 1

Absent or not voting: O'Hara, Shelden.

Total 2

Representative Nordtvedt moved that HB 500, second reading copy, be further amended as follows:

1. Page 35, line 12.

Strike: line 12 in its entirety

Insert (under Other Funds): "7,342,115" and "7,868,277"

2. Page 35, line 14.

Strike: "236,259" and "222,991"

Insert (under Other Funds): "236,259" and "222,991"

3. Page 37, line 1.

Strike: line 1 in its entirety

Insert (under Other Funds): "201,353" and "202,377"

4. Page 37, line 5.

Strike: line 5 in its entirety

Insert: "3,149,988 2,767,281 2,943,379 2,817,674"

5. Page 37, line 3.

Strike: line 3 in its entirety

Insert: "1,632,061 2,767,124 1,782,524 2,840,433"

Amendment passed by the following vote:

Ayes: Anderson, Andreason, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Keyser, Kitselman, Lory, Lund, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.  
Total 72

Noes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Brand, Conroy, Curtiss, Daily, Dozier, Harrington, Hemstad, Jacobsen, Kennerly, Kessler, Manning, Manuel, Neuman, Nilson, Robbins, Roush, Shelden, Shontz, Teague, Thoft, Waldron, Yardley.  
Total 27

Excused: Kropp.

Total 1

Absent or not voting: None.



Total 0

Representative Gould moved that HB 500, second reading copy, be further amended. Amendment failed by the following vote:

Ayes: Abrams, Azzara, Bengtson, Bennett, Brand, Brown, Curtiss, Daily, Dozier, Dussault, Ellison, Fedra, Gould, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 46

Noes: Anderson, Andreason, Asay, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Hemstad, Hurwitz, Iverson, Jensen, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 52

Paired: Brand, Aye; Kropp, No.

Excused: None.

Total 0

Absent or not voting: Bardanouve, Shelden.

Total 2

Representative Kropp present at this time.

Representative Quilici moved that HB 500, second reading copy, be further amended. Amendment failed by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bengtson, Brand, Brown, Conroy, Daily, Dozier, Dussault, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Lory, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki.

Total 46

Noes: Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Kitselman, Kropp, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Wallin, Winslow.

Total 54

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Vincent in the Chair.

SECTION D. DEPARTMENT OF INSTITUTIONS  
(SUBCOMMITTEE CHAIRMAN, MOORE)

Representatives Cozzens and O'Connell excused at this time.



Representative Bardanouve moved that HB 500, second reading copy, be further amended. Amendment failed by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bengtson, Brand, Brown, Daily, Dozier, Dussault, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 41

Noes: Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 58

Paired: Brand, O'Connell, Ayes; Burnett, Cozzens, Noes.

Excused: None.

Total 0

Absent or not voting: Shelden.

Total 1

Representatives Fagg and Harrington excused at this time.

Representative Huennekens moved that HB 500, second reading copy, be further amended. Amendment failed by the following vote:

Ayes: Abrams, Andreason, Azzara, Bardanouve, Bengtson, Bergene, Brand, Brown, Daily, Dozier, Dussault, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Teague, Vincent, Waldron, Williams, Yardley.

Total 43

Noes: Anderson, Asay, Bennett, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 55

Paired: Harrington, Kemmis, O'Connell, Ayes; Burnett, Cozzens, Hannah, Noes.

Excused: Fagg.

Total 1

Absent or not voting: Fabrega.

Total 1

Representative Fagg present at this time.

Representatives Manning and Nilson excused at this time.

Representative Menahan moved that HB 500, second reading copy, be further amended. Amendment failed by the following vote:

Ayes: Abrams, Azzara, Bengtson, Bergene, Brand, Brown, Daily, Dozier, Dussault, Harper, Harrington, Hart, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shontz, Teague, Vincent, Williams, Yardley, Zabrocki.  
Total 38

Noes: Anderson, Andreason, Asay, Bennett, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jensen, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.  
Total 59

Paired: Harrington, Manning, Menahan, Nilson, O'Connell, Ayes; Burnett, Cozzens, Fagg, Nordtvedt, Spilker, Noes.

Excused: None.

Total 0

Absent or not voting: Bardanouve, Shelden, Waldron.

Total 3

Representative Pavlovich moved that HB 500, second reading copy, be further amended. Amendment failed by the following vote:

Ayes: Azzara, Bengtson, Bennett, Brand, Brown, Daily, Dozier, Dussault, Harper, Hart, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Manuel, McBride, Menahan, Metcalf, Neuman, Oberg, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shontz, Teague, Vincent, Williams, Yardley, Zabrocki.  
Total 33

Noes: Anderson, Andreason, Asay, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jensen, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.  
Total 58

Paired: Pavlovich, Aye; Cozzens, No.

Excused: Harrington, Manning, Nilson, O'Connell.

Total 4

Absent or not voting: Abrams, Bardanouve, Fedra, Shelden, Waldron.

Total 5

SECTION E. OTHER EDUCATION  
SECTION F. HIGHER EDUCATION  
(SUBCOMMITTEE CHAIRMAN, DONALDSON)

Representative Moore in the Chair.

Representative Yardley moved that HB 500, second reading copy, be further amended. Amendment failed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Brand, Brown, Daily, Dozier, Dussault, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 43

Noes: Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 55

Paired: Harrington, Manning, Menahan, Nilson, O'Connell, Ayes; Burnett, Cozzens, Jensen, Smith, Winslow, Noes.

Excused: None.

Total 0

Absent or not voting: Bardanouve, Keyser.

Total 2

Representative Bengtson moved that HB 500, second reading copy, be further amended. Amendment failed by the following vote:

Ayes: Abrams, Azzara, Bengtson, Brand, Brown, Daily, Dozier, Dussault, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 42

Noes: Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hurwitz, Iverson, Jensen, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 57

Paired: Harrington, Kemmis, Manning, Nilson, O'Connell, Ayes; Burnett, Cozzens, Eudaily, Hannah, Smith, Noes.

Excused: None.

Total 0

Absent or not voting: Bardanouve.

Total 1

Representative Nordtvedt moved that HB 500, second reading copy, be further amended. Amendment failed by the following vote:

Ayes: Abrams, Andreason, Asay, Bardanouve, Brand, Briggs, Burnett, Devlin, Dussault, Ellerd, Ellison, Fagg, Hannah, Harper, Huennekens, Hurwitz, Iverson, Jensen, Keedy, Kessler, Keyser, Neuman, Nordtvedt, Oberg, Pistoria, Robbins, Roth, Sales, Schultz, Seifert, Sivertsen, Spilker, Stobie, Switzer, Waldron, Zabrocki.



Total 36

Noes: Anderson, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Curtiss, Daily, Donaldson, Dozier, Ernst, Eudaily, Fabrega, Fedá, Gould, Hanson, Harp, Hart, Hemstad, Holliday, Jacobsen, Kanduch, Kemmis, Kennerly, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, O'Hara, Pavlovich, Phillips, Quilici, Roush, Ryan, Shontz, Smith, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley.

Total 57

Excused: Cozzens, Harrington, Manning, Nilson, O'Connell.

Total 5

Absent or not voting: \*Marks, Shelden.

Total 2

\*Representative Marks asked to be excused from voting, due to a possible conflict of interest.

Representative Cozzens present at this time.

Representative Lund moved that HB 500, as amended, do pass. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Conn, Conroy, Cozzens, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Oberg, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 75

Noes: Brand, Brown, Burnett, Curtiss, Daily, Dozier, Dussault, Ellison, Hannah, Hart, Huennekens, Kennerly, Menahan, Neuman, Nordtvedt, Pavlovich, Roth, Smith, Spilker, Stobie, Teague.

Total 21

Excused: Harrington, Manning, Nilson, O'Connell.

Total 4

Absent or not voting: None.

Total 0

That the Committee rise and report. (Moore, Chairman). Report adopted. (81-14)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 500 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Conn, Conroy, Cozzens, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller,



Oberg, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 72

Noes: Brand, Brown, Burnett, Curtiss, Daily, Dozier, Dussault, Ellison, Hannah, Hart, Huennekens, Jensen, Kennerly, Menahan, Neuman, Pavlovich, Roth, Sales, Smith, Spilker, Stobie, Teague.

Total 22

Excused: Harrington, Manning, Nilson, O'Connell.

Total 4

Absent or not voting: Lund, Nordtvedt.

Total 2

Senate Amendments to House Bill No. 104 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Brown, Burnett, Devlin, Keyser, Shontz, Stobie, Switzer, Underdal, Vinger.

Total 9

Excused: Harrington, Manning, Nilson, O'Connell.

Total 4

Absent or not voting: Nordtvedt.

Total 1

House Bill No. 305 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Asay, Burnett, Conroy, Devlin, Ellison, Feda, Gould, Switzer, Vinger.

Total 9

Excused: Harrington, Manning, Nilson, O'Connell.

Total 4

Absent or not voting: Nordtvedt.

Total 1

House Bill No. 561 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Jacobsen, Stobie, Vinger.

Total 3

Excused: Harrington, Manning, Nilson, O'Connell.

Total 4

Absent or not voting: Nordtvedt.

Total 1

House Bill No. 617 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Bennett, Bertelsen, Hannah.

Total 3

Excused: Harrington, Manning, Nilson, O'Connell.

Total 4

Absent or not voting: Nordtvedt.

Total 1

Senate Bill No. 2 was concurred in by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harper, Hemstad, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Neuman,

Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Shelden, Sivertsen, Spilker, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 71

Noes: Abrams, Bennett, Burnett, Conroy, Cozzens, Ellison, Feda, Hannah, Harp, Hart, Holliday, Keyser, Kropp, McLane, Moore, Mueller, Ryan, Sales, Seifert, Shontz, Smith, Stobie, Switzer, Underdal, Vinger.

Total 25

Excused: Harrington, Manning, Nilson, O'Connell.

Total 4

Absent or not voting: None.

Total 0

Senate Bill No. 49 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Daily, Donaldson, Dozier, Dussault, Ernst, Fabrega, Hanson, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 69

Noes: Asay, Bennett, Burnett, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Ellison, Eudaily, Fagg, Feda, Gould, Hannah, Harp, McLane, Mueller, Neuman, Nordtvedt, Ryan, Sales, Smith, Spilker, Stobie, Vinger, Winslow, Mr. Speaker.

Total 27

Excused: Harrington, Manning, Nilson, O'Connell.

Total 4

Absent or not voting: None.

Total 0

Senate Bill No. 120, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Harrington, Manning, Nilson, O'Connell.

Total 4



Absent or not voting: Pavlovich.

Total 1

Senate Bill No. 144, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Harrington, Manning, Nilson, O'Connell.

Total 4

Absent or not voting: None.

Total 0

Senate Bill No. 155 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Harrington, Manning, Nilson, O'Connell.

Total 4

Absent or not voting: None.

Total 0

Senate Bill No. 159, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz,



Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Azzara, Bardanouve, Brand, Harper, Hemstad, Hurwitz, Kemmis, McBride, Menahan, Oberg, Seifert, Smith, Teague, Vincent.

Total 14

Excused: Harrington, Manning, Nilson, O'Connell.

Total 4

Absent or not voting: None.

Total 0

Senate Bill No. 170 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Bennett, Burnett, Daily, Devlin, Hannah, Hurwitz, Keyser, Kropp, Moore, Ryan, Switzer, Vinger.

Total 12

Excused: Harrington, Manning, Nilson, O'Connell.

Total 4

Absent or not voting: O'Hara.

Total 1

Senate Bill No. 173 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Burnett, Harp, Moore, Ryan, Smith, Switzer.

Total 6

Excused: Harrington, Manning, Nilson, O'Connell.

Total 4

Absent or not voting: None.

Total 0

Senate Bill No. 161 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Harrington, Manning, Nilson, O'Connell.

Total 4

Absent or not voting: None.

Total 0

Senate Bill No. 427, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Bergene, Brand, Daily, Feda, Hannah, Menahan, Pavlovich, Quilici, Sales, Smith.

Total 10

Excused: Harrington, Manning, Nilson, O'Connell.

Total 4

Absent or not voting: O'Hara.

Total 1

Senate Bill No. 450 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush,

Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Harrington, Manning, Nilson, O'Connell.

Total 4

Absent or not voting: Ellison.

Total 1

### UNFINISHED BUSINESS

The Speaker appointed the following representatives to the Consumer Council:

Lory

Quilici

Representative Kemmis moved to override the Governor's veto of HB 250. Motion failed, lacking a two-thirds majority, by the following vote:

Ayes: Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 58

Noes: Abrams, Azzara, Bardanouve, Bengtson, Brand, Brown, Conroy, Daily, Dozier, Dussault, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 42

Paired: Anderson, Asay, Bennett, Bergene, Burnett, Conn, Ellison, Fabrega, Feda, Hemstad, Iverson, Keyser, Matsko, Nordtvedt, Sivertsen, Vinger, Ayes; Brown, Daily, Harrington, Manning, Metcalf, Nilson, O'Connell, Pavlovich, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Fagg moved that the House reconsider its action in failing to override the Governor's veto of HB 250. Representative Huennekens made a substitute motion to place Representative Fagg's motion on the table. The substitute motion failed. (32-58) Thereupon, Representative Fagg's motion to reconsider carried. (58-39)

Representative Fagg moved that further action on the veto of HB 250 be postponed until the 68th legislative day. Representative Dussault arose to a point of order, stating that the question to reconsider must immediately be put. The Chair ruled that Representative Fagg's motion fell

within that definition. Representative Dussault made a substitute motion that the question be put to the Rules Committee for clarification. Motion failed. (33-54) Thereupon, Representative Fagg's motion to postpone carried. (59-31)

### **SPECIAL ORDERS OF THE DAY**

#### **Consent Calendar**

Discussion was allowed on SB 389.

Representative Fagg moved that the House adjourn until 3:00 p.m., March 18, 1981.

Motion carried.

House adjourned at 8:40 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk





## SIXTIETH LEGISLATIVE DAY

Helena, Montana  
March 18, 1981

House Chambers  
Capitol Building

House convened at 3:05 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Fagg, Kemmis, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Fifty-ninth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

**BILLS (Spilker, Chairman):** 3/18/81  
Signed by the Speaker at 2:19 p.m., 3/17/81 - HB 30, HB 54, HB 55, HB 79, HB 107, HB 141, HB 195, HB 247, HB 272, HB 277, HB 283, HB 353, HB 421, HB 450, HB 677, HB 696, HB 750.  
Delivered to the Governor for his approval at 11:00 a.m., 3/18/81 - HB 14, HB 20, HB 30, HB 256, HB 269, HB 306, HB 342, HB 505, HB 508, HB 509, HB 639.  
Delivered to the Governor for his approval at 3:40 p.m., 3/18/81 - HB 54, HB 55, HB 79, HB 107, HB 141, HB 195, HB 247, HB 272, HB 277, HB 283, HB 421, HB 450, HB 677, HB 696, HB 750.  
Delivered to the Governor for his approval at 4:15 p.m., 3/18/81 - HB 353.

**LOCAL GOVERNMENT (Bertelsen, Chairman):** 3/14/81  
SB 236, be not concurred in.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 85

Noes: Brand, Dozier, Holliday, Menahan, Pavlovich, Teague.  
Total 6

Excused: Fagg, Kemmis.  
Total 2

Absent or not voting: Azzara, Bardanouve, Hurwitz, Keedy, Nordtvedt, Shelden, Sivertsen.  
Total 7

**STATE ADMINISTRATION (Fedra, Chairman):** 3/16/81

SJR 9, as amended, be not concurred in.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Brand, Curtiss, Kropp, Moore, Sales, Teague.

Total 6

Excused: Fagg, Kemmis.

Total 2

Absent or not voting: Bardanouve, Burnett, Devlin.

Total 3

#### EDUCATION AND CULTURAL RESOURCES (Eudaily, Chairman):

3/18/81

HJR 46, introduced bill, be amended as follows:

1. Page 1.

Following: line 18

Insert: "WHEREAS, the method of financing postsecondary vocational-technical centers is in need of review; and"

And, as amended, do pass. Report adopted.

#### JUDICIARY (Keyser, Chairman):

3/17/81

SB 162, third reading copy, be amended as follows:

1. Page 2, line 3.

Following: "SHALL"

Strike: "PROPORTION"

Insert: "apportion"

2. Page 2, lines 6 through 8.

Following: "SHALL" on line 6

Strike: remainder of lines 6 through 8

Insert: "make any party indispensable pursuant to Rule 19, M.R.Civ.P."

And, as amended, be concurred in. Report adopted.

SB 245, be concurred in. Report adopted.

#### STATE ADMINISTRATION (Feda, Chairman):

3/17/81

SB 321, third reading copy, be amended as follows:

1. Page 1, lines 12 and 13.

Following: "may" on line 12

Strike: ",", through ",", on line 13

2. Page 1, line 24.

Following: "off"

Insert: "with pay"

3. Page 1, line 25.

Following: "holiday"

Insert: "or as scheduled by the employee and his supervisor"

4. Page 2, line 1.

Following: "off"

Insert: "provided the employee is in a pay status on his last regularly scheduled working day immediately before the holiday or on his first regularly scheduled working day immediately after the holiday"

5. Page 2, lines 2 and 3.

Following: "receive" on line 2

Strike: "paid" through "of" on line 3

Insert: "pay for"

6. Page 2, lines 3 and 4.

Following: "holiday" on line 3

Strike: "based" through "holiday" on line 4

Insert: "on a prorated basis according to rules adopted by the department of administration or appropriate administrative officer under 2-18-604"

And, as amended, be concurred in. Report adopted.

SB 405, be concurred in. Report adopted.

SB 424, be concurred in. Report adopted.

SB 455, be concurred in. Report adopted.

SB 463, third reading copy, be amended as follows:

1. Title, line 17.

Following: "BOARD,"

Insert: "STATE"

Following: "BANKING"

Insert: "BOARD"

2. Page 2, line 15.

Following: "~~\$30~~"

Strike: "\$40"

Insert: "\$25"

And, as amended, be concurred in. Report adopted.

TAXATION (Nordtvedt, Chairman):

3/17/81

SB 255, be concurred in. Report adopted.

### MESSAGES FROM THE OTHER HOUSE

The Senate, on 3/17/81, failed to concur in House Amendments to Senate Bill No. 72 and appointed a Free Conference Committee and requested that the House of Representatives appoint a like committee to confer on House Amendments to Senate Bill No. 72.

The President appointed the following members:

Senator Galt, Chairman

Senator Hazelbaker

Senator Hafferman

The Senate, on 3/17/81, failed to concur in House Amendments to Senate Bill No. 125 and appointed a Conference Committee and requested that



the House of Representatives appoint a like committee to confer on House Amendments to Senate Bill No. 125.

The President appointed the following members:

Senator Hammond, Chairman  
Senator Galt  
Senator Mazurek

The Senate, on 3/17/81, requested the return of the following House Bill for further consideration:

House Bill No. 732, introduced by Eudaily

### MOTIONS

Representative Pavlovich moved that consideration on SB 226 be passed until the 62nd legislative day so that he could consult with the Labor Department on some unsolved problems. Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 847, introduced by Ryan. Referred to Committee on Appropriations.

HJR 53, introduced by Jensen, Turnage. Referred to Select Committee on Water.

HJR 54, introduced by Underdal, Conroy, Kanduch, Switzer, Burnett, J. Ryan, Dussault, Sivertsen, Manuel, Kennerly, Abrams, Sales, Bertelsen, Thoft, Kropp, Ellison, Vinger, C. Smith, Ellerd. Referred to Committee on Agriculture, Livestock and Irrigation.

HJR 55, introduced by Marks, Turnage, Fabrega, Metcalf, Menahan. Referred to Committee on Business and Industry.

The following Senate bills were introduced, read first time and referred to committees:

SB 96, introduced by Van Valkenburg. Referred to Committee on Local Government.

SB 382, introduced by Turnage, Norman. Referred to Committee on Local Government.

SJR 23, introduced by Senate Taxation Committee, Towe, Goodover, Turnage, Stephens, (By Request of the Senate Taxation Committee). Referred to Committee on Taxation.

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Spilker moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Hannah in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Cozzens excused at this time.

Representative Yardley moved that Senate Amendments to HB 9 be concurred in. Representative Keedy made a substitute motion that Senate

Amendments to HB 9 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Meyer, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.  
Total 88

Noes: Dussault, Harper, Huennekens, Metcalf, Oberg, Yardley.  
Total 6

Excused: Cozzens, Fagg, Kemmis.  
Total 3

Absent or not voting: Brand, Moore, Ryan.  
Total 3

Representative Asay moved that Senate Amendments to HB 91 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.  
Total 91

Noes: Keedy.  
Total 1

Excused: Cozzens, Fagg, Kemmis.  
Total 3

Absent or not voting: Bennett, Brand, Burnett, Marks, Williams.  
Total 5

Representative Bardanouve moved that Senate Amendments to HB 100 be concurred in. Motion carried by the following vote:

Ayes: Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conroy, Curtiss, Daily, Devlin, Dozier, Ellison, Ernst, Eudaily, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Huennekens, Jacobsen, Jensen, Kanduch, Kennerly, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McLane, Metcalf, Mueller, Nilson, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Shelden, Shontz, Smith, Switzer, Underdal, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 59

Noes: Abrams, Anderson, Andreason, Bardanouve, Briggs, Conn, Donaldson, Ellerd, Fabrega, Hannah, Hemstad, Holliday, Hurwitz, Iverson, Keedy, Kessler, Keyser, Marks, McBride, Menahan, Meyer, Neuman, Nordtvedt, O'Connell, Roth, Seifert, Spilker, Teague, Thoft, Vincent, Vinger.

Total 31

Excused: Cozzens, Fagg, Kemmis.

Total 3

Absent or not voting: Dussault, Lund, Moore, O'Hara, Ryan, Sivertsen, Stobie.

Total 7

Representative Thoft moved that Senate Amendments to HB 271 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Sales.

Total 1

Excused: Cozzens, Fagg, Kemmis.

Total 3

Absent or not voting: Bardanouve, Bergene, Conroy, Dussault, Lund, Moore, O'Hara, Ryan, Sivertsen, Stobie.

Total 10

Representative Fabrega moved that Senate Amendments to HB 286 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Cozzens, Fagg, Kemmis.

Total 3



Absent or not voting: Bardanouve, Bergene, Gould, Iverson, Marks, Moore, Seifert, Stobie, Thoft.  
Total 9

Representative Burnett moved that Senate Amendments to HB 324 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.  
Total 86

Noes: Harper, Jensen, Vincent, Yardley.  
Total 4

Excused: Cozzens, Fagg, Kemmis.  
Total 3

Absent or not voting: Bardanouve, Dussault, Gould, Iverson, Moore, Stobie, Thoft.  
Total 7

Representative Meyer moved that Senate Amendments to HB 350 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 89

Noes: Andreason.  
Total 1

Excused: Cozzens, Fagg, Kemmis.  
Total 3

Absent or not voting: Bardanouve, Fabrega, Gould, Iverson, O'Connell, Stobie, Thoft.  
Total 7

Representative Keedy moved that Senate Amendments to HB 404 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart,



Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Cozzens, Fagg, Kemmis.

Total 3

Absent or not voting: Bardanouve, Burnett, Gould, Iverson, Kitselman, Oberg, Stobie.

Total 7

Representative Keedy moved that Senate Amendments to HB 405 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Cozzens, Fagg, Kemmis.

Total 3

Absent or not voting: Dussault, Ellison, Iverson, Kitselman, Marks, Oberg, Sivertsen, Stobie.

Total 8

Representative Meyer moved that Senate Amendments to HB 452 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Keedy.

Total 1

Excused: Cozzens, Fagg, Kemmis.

Total 3

Absent or not voting: Anderson, Andreason, Dussault, Ellison, Iverson, Kitselman, Marks, Moore, Shelden, Sivertsen, Stobie.

Total 11

Representative Curtiss moved that Senate Amendments to HB 494 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Cozzens, Fagg, Kemmis.

Total 3

Absent or not voting: Anderson, Dussault, Iverson, Keyser, Kitselman, Marks, Moore, Shelden, Sivertsen, Stobie, Switzer, Yardley.

Total 12

Representative Burnett moved that SB 183 be placed above SB 14. Motion carried.

Representative Asay moved that Senate Amendments to HB 598 be concurred in. Motion carried by the following vote:

Ayes: Andreason, Asay, Bengtson, Bennett, Brown, Conroy, Daily, Ellerd, Ernst, Eudaily, Fedá, Gould, Hanson, Harp, Harrington, Hart, Huennekens, Jensen, Kanduch, Kennerly, Lory, Lund, Manuel, Matsko, McBride, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Teague, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 52

Noes: Abrams, Azzara, Bardanouve, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Curtiss, Devlin, Donaldson, Dozier, Ellison, Fabrega, Hannah, Harper, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Keedy, Keyser, Kropp, Manning, McLane, Menahan, Metcalf, Meyer, Neuman, Seifert, Spilker, Switzer, Thoft, Underdal, Vincent.

Total 37

Excused: Cozzens, Fagg, Kemmis.

Total 3

Absent or not voting: Anderson, Dussault, Kessler, Kitselman, Marks, Roth, Sivertsen, Stobie.

Total 8

That HJR 48 do pass by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Feda, Hannah, Hanson, Harper, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley.

Total 79

Noes: Bennett, Ellerd, Hart, Huennekens, Keedy, Lory, Oberg, Sales, Zabrocki.

Total 9

Excused: Cozzens, Fagg, Kemmis.

Total 3

Absent or not voting: Anderson, Briggs, Gould, Harp, Marks, Mueller, Shelden, Sivertsen, Williams.

Total 9

Representative Cozzens present at this time.

Representative Gould excused at this time.

That HB 18 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 72

Noes: Bardanouve, Daily, Dozier, Dussault, Harper, Harrington, Hart, Huennekens, Kanduch, Kemmis, Kennerly, Manning, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Shelden, Teague, Vincent, Waldron, Yardley.

Total 27

Paired: Fagg, Gould, Smith, Ayes; Kemmis, Menahan, Metcalf, Noes.

Excused: None.

Total 0

Absent or not voting: Azzara.

Total 1

Representative Gould present at this time.

Representative Vincent in the Chair.

Representative Bertelsen moved that SB 183 be concurred in. Motion carried by the following vote:



Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Fagg, Kemmis.

Total 2

Absent or not voting: Andreason, Bardanouve, Lund, \*Nordtvedt, O'Connell.

Total 5

\*Representative Nordtvedt asked to be excused from voting, due to a possible conflict of interest.

Representative Yardley moved that SB 14 be concurred in. Representative Moore made a substitute motion that SB 14 be not concurred in. Motion failed by the following vote:

Ayes: Asay, Azzara, Bennett, Brand, Briggs, Burnett, Conroy, Curtiss, Daily, Devlin, Donaldson, Ellerd, Feda, Gould, Hannah, Harrington, Hemstad, Kanduch, Kitselman, Lund, McBride, McLane, Menahan, Moore, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Sales, Schultz, Shelden, Sivertsen, Smith, Spilker, Thoft, Vincent, Vinger, Winslow.

Total 39

Noes: Abrams, Anderson, Andreason, Bengtson, Bergene, Bertelsen, Brown, Conn, Dussault, Ernst, Eudaily, Fabrega, Hanson, Harper, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Marks, Matsko, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, Pistoria, Robbins, Roth, Roush, Ryan, Seifert, Shontz, Stobie, Switzer, Teague, Underdal, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 53

Excused: Fagg, Kemmis.

Total 2

Absent or not voting: Bardanouve, Cozzens, Dozier, Ellison, Harp, O'Connell.

Total 6

Thereupon, SB 14 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Dussault, Ellison, Ernst, Eudaily, Fabrega, Hanson, Harper, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Matsko, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Shontz, Stobie, Switzer, Teague, Underdal, Waldron, Wallin, Williams, Yardley, Zabrocki.



Total 56

Noes: Asay, Azzara, Bennett, Brand, Burnett, Curtiss, Daily, Devlin, Donaldson, Ellerd, Feda, Gould, Hannah, Harrington, Hemstad, Kanduch, Kitselman, Lund, Marks, McBride, McLane, Menahan, Moore, Nordtvedt, O'Hara, Pavlovich, Quilici, Sales, Seifert, Shelden, Sivertsen, Smith, Spilker, Thoft, Vincent, Vinger, Winslow.

Total 37

Excused: Fagg, Kemmis.

Total 2

Absent or not voting: Bardanouve, Cozzens, Dozier, Harp, O'Connell.

Total 5

Representative Hannah in the Chair.

Representative Shontz moved that SB 16 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Hannah.

Total 1

Excused: Fagg, Kemmis.

Total 2

Absent or not voting: Azzara, Bertelsen, Iverson, O'Connell, Pistoria.

Total 5

Representative Seifert moved that SB 80 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Fagg, Kemmis.

Total 2

Absent or not voting: Abrams, Bardanouve, Bengtson, Brand, Daily, Hanson, Kessler, O'Connell, O'Hara, Quilici, Shontz, Switzer, Yardley.

Total 13

Representative Matsko moved that SB 83, as amended, be concurred in. Motion carried by the following vote:

Ayes: Anderson, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Andreason, Asay, Donaldson, Dussault, Keedy, Neuman.

Total 6

Excused: Fagg, Kemmis.

Total 2

Absent or not voting: Abrams, Bardanouve, Bengtson, Ellison, Holliday, Kessler, O'Connell, Quilici, Shelden, Shontz, Smith.

Total 11

Representative Roth moved that SB 110, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Neuman.

Total 1

Excused: Fagg, Kemmis.

Total 2

Absent or not voting: Anderson, Bardanouve, Brand, Hurwitz, O'Connell, Seifert, Smith.

Total 7

Representative Waldron excused at this time.

Representative Dozier moved that SB 134 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 87

Noes: Jensen, Keedy, Mueller, Shontz.  
Total 4

Excused: Fagg, Kemmis, Waldron.  
Total 3

Absent or not voting: Bardanouve, Brand, Hurwitz, O'Connell, Phillips, Shelden.  
Total 6

Representative Metcalf moved that SB 137 be concurred in. Representative Moore made a substitute motion that consideration on SB 137 be passed for the day. Motion carried.

That the Committee rise and report. (Hannah, Chairman). Report adopted. (82-7)

### THIRD READING OF BILLS

The following bill having been read three several times, title and history agreed to, was disposed of in the following manner:

#### CONSENT CALENDAR

Senate Bill No. 389 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 92

Noes: None.  
Total 0

Excused: Fagg, Kemmis, Waldron.  
Total 3

Absent or not voting: Brand, Hurwitz, Keedy, O'Connell, Roth.  
Total 5



### MOTIONS

Representative Meyer moved that the Speaker be authorized to appoint a Free Conference Committee on Senate Amendments to HB 350. Motion carried.

Representative Yardley moved that the Speaker be authorized to appoint a Free Conference Committee on Senate Amendments to HB 9. Motion carried.

Representative Nordtvedt moved that the rules be temporarily suspended to add Senator Lee as a sponsor to HB 848. Motion carried unanimously.

Representative Spilker moved that the Speaker be authorized to appoint a Conference Committee on House Amendments to SB 125. Motion carried.

Representative Spilker moved that the Speaker be authorized to appoint a Free Conference Committee on House Amendments to SB 72. Motion carried.

Representative Spilker moved that the 30-minute lobbyist rule be suspended tonight because a hearing has been scheduled in the House chamber upon adjournment. Motion carried unanimously.

Representative Matsko moved that the Speaker be authorized to appoint a Conference Committee on Senate Amendments to HB 301. Motion carried.

Representative Moore moved that the rules be temporarily suspended to allow his name to be added to HB 258 because his bill, HJR 1, has been incorporated with it. Motion carried unanimously.

Representative Anderson moved that the rules be temporarily suspended for the drafting and introduction of a House joint resolution in support of the winter olympics being held in Calgary, Canada, in 1988. Motion carried unanimously.

Representative Eudaily moved that the House accede to the request of the Senate to return HB 732 for further consideration. Motion carried.

### UNFINISHED BUSINESS

The Speaker appointed Representative Fagg to the Select Committee on Employee Compensation and removed Representative Lund from the same committee.

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 350:

Meyer  
Fabrega  
Keedy

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 9:

Seifert  
Bennett  
Yardley



The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 125:

Anderson  
Hanson  
Holliday

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 72:

Feda  
Spilker  
Kanduch

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 301:

Matsko  
Keedy  
Gould

### SPECIAL ORDERS OF THE DAY

Representative O'Hara moved that the following message be adopted by the House, recorded in the journal, and sent to the city of Atlanta, Georgia. Motion carried.

The Legislature of the State of Montana, representing the people of our state, entreat the Governor of the State of Georgia to offer our compassionate condolences to the families of the child victims in the area of Atlanta.

We grieve, along with all of America, for these young souls whose potential when expressed would have added to the strength and character of this nation.

This union is held together with a bond of love and mutual understanding. A loss to a few of our united family is a loss to us all. We recognize that the sense of brotherhood is amongst our most valuable possessions. In this understanding, we join with you in prayer that this heart-rending situation may be resolved and that our brothers and sisters in the Atlanta area may soon live without fear.

In compassionate regards,

Montana House of Representatives

Representative Spilker moved that the House adjourn until 3:00 p.m., March 19, 1981.

Motion carried.

House adjourned at 6:58 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## SIXTY-FIRST LEGISLATIVE DAY

Helena, Montana  
March 19, 1981

House Chambers  
Capitol Building

House convened at 3:05 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Fagg, Kemmis, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Sixtieth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 3/19/81

Correctly printed - HJR 46.

Correctly engrossed - HB 18, HJR 48.

Correctly enrolled - HB 104, HB 351, HB 407.

Examined by the sponsor (Manuel) and found to be correct - HB 104.

Examined by the sponsor (Kessler) and found to be correct - HB 351.

Examined by the sponsor (Cozzens) and found to be correct - HB 407.

Signed by the Speaker at 4:40 p.m., 3/19/81 - HB 104, HB 351, HB 407.

AGRICULTURE, LIVESTOCK AND IRRIGATION (Smith, Chairman):

3/18/81

SB 156, third reading copy, be amended as follows:

1. Page 8, line 17.

Following: "account"

Insert: "— appropriation — assessment of costs"

2. Page 9.

Following: line 4

Insert: "(3) The balance of the proceeds received under the provisions of this part are appropriated to the committee for the purposes of carrying out the provision of [this act]."

Renumber: subsequent subsection

And, as amended, be concurred in. Report adopted.

APPROPRIATIONS (Lund, Chairman):

3/19/81

SB 124, be concurred in. Report adopted.

SB 319, be concurred in. Report adopted.

JUDICIARY (Keyser, Chairman):

3/17/81

SB 216, third reading copy, be amended as follows:

1. Title, line 8.

Following: "DAYS;"

Insert: "REQUIRING AN AFFIDAVIT FOR MATTERS PENDING OVER 90 DAYS; PROVIDING FOR REFERRAL TO THE JUDICIAL STANDARDS COMMISSION AND FOR THE WITHHOLDING OF SALARY;"

2. Title, line 9.

Strike: "SECTION"

Insert: "SECTIONS"

Following: "3-2-104"

Insert: "AND 3-5-212"

Following: "MCA;"

Strike: "REPEALING SECTION 3-5-212;"

3. Page 1.

Following: line 23

Insert: "(2) If any cause, motion, or other proceeding remains pending and undecided for a period of 90 days after submission for decision, the justice of the supreme court who has been assigned to write the opinion, order, or decision of the court shall submit an affidavit on or before the 90th day to the chief justice setting forth the case name, cause number, and the reason the matter has not been decided. Copies of the affidavit must be furnished to all parties to the matter pending. A cause, motion, or other proceeding is considered submitted for decision when all hearings have been held and final briefs have been submitted by all parties to the matter pending. Upon the filing of the affidavit, the justice shall have an additional 30 days to decide the matter which has been submitted. No cause, motion, or other proceeding may remain undecided for more than 120 days after submission for decision without the approval of a majority of the other members of the supreme court for good cause shown in an affidavit requesting additional time. If a justice of the supreme court violates the provisions of this section, any party to a matter pending in violation of this section or, by a majority vote, the other members of the supreme court may refer the matter to the judicial standards commission. If the court, acting upon the recommendation of the commission, determines the justice is not in compliance with this section, it shall order that the state auditor not issue a warrant for payment of services for 1 month, which pay is forfeited by the justice."

Renumber: subsection

4. Page 2, lines 3 and 4.

Strike: section 2 in its entirety

5. Page 2.

Following: line 3

Insert: "Section 2. Section 3-5-212, MCA, is amended to read:

"3-5-212. Salaries not to be paid until affidavit filed: The state auditor shall not draw a warrant in payment of the services of any judge of the district court until such judge shall have filed with the auditor an affidavit that no cause, motion, or other proceeding in his court remains pending and undecided for a period of 90 days after the same shall have been submitted for decision unless casualty or sickness shall have intervened. If any cause, motion, or other proceeding remains pending and undecided for a period of 90 days after submission for decision, the district court judge before whom the matter is pending shall submit an affidavit on or before the 90th day to the chief justice of the supreme court setting forth the case name, cause number, and the reason the matter has not been decided. Copies of the affidavit must be furnished to all parties to the matter pending. A cause, motion, or other proceeding is considered submitted for decision when all hearings have been held and final briefs have been submitted by all parties to the matter pending. Upon the filing of the affidavit, the district judge shall have an additional 30 days to decide the matter which has been submitted. No cause, motion, or other proceeding may remain undecided for more than 120 days after submission for decision without the approval of a majority of the supreme court for good cause shown



in an affidavit requesting additional time. If a district judge violates the provisions of this section, any party to a matter pending in violation of this section or, by a majority vote, the supreme court may refer the matter to the judicial standards commission. If the supreme court, acting upon the recommendation of the commission, determines that the judge is not in compliance with this section it shall order that the state auditor not issue a warrant for payment of services for 1 month, which pay is forfeited by the judge.”

And, as amended, be concurred in. Report adopted.

SB 268, be concurred in. Report adopted. 3/18/81  
 SB 302, be concurred in. Report adopted.  
 SB 303, be concurred in. Report adopted.  
 SB 448, be concurred in. Report adopted.

STATE ADMINISTRATION (Fedra, Chairman): 3/19/81

SB 64, be concurred in. Report adopted.  
 SB 193, be concurred in. Report adopted.  
 SB 195, be concurred in. Report adopted.  
 SB 217, be concurred in. Report adopted.  
 SB 273, be concurred in. Report adopted.  
 SB 311, be concurred in. Report adopted.  
 SB 387, be concurred in. Report adopted.  
 SB 412, be concurred in. Report adopted.  
 SB 467, be concurred in. Report adopted.  
 SJR 8, third reading copy, be amended as follows:

1. Page 3, lines 15 through 19.  
 Following: line 14  
 Strike: section 5 in its entirety

And, as amended, be concurred in. Report adopted.

TAXATION (Nordtvedt, Chairman): 3/17/81

SB 55, be concurred in. Report adopted.

### MESSAGES FROM THE GOVERNOR

The Honorable Robert Marks March 18, 1981  
 Speaker of the House  
 Montana House of Representatives  
 State Capitol  
 Helena, Montana 59620

Dear Mr. Speaker:

This is to inform you that I have signed the following measure this date:

House Bill No. 3.

Sincerely,

TED SCHWINDEN  
 Governor

The Honorable Jean A. Turnage March 18, 1981  
 President of the Senate  
 State Capitol  
 Helena, Montana 59620

The Honorable Robert L. Marks  
 Speaker of the House



State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return SB 166, "AN ACT TO GENERALLY REVISE THE PORK RESEARCH AND MARKETING ACT; RAISING ASSESSMENTS; REVISING ALLOCATION OF EXPENDITURES; AMENDING SECTIONS 81-8-605, 81-8-607, AND 81-8-610, MCA; REPEALING SECTION 81-8-613, MCA; AND PROVIDING AN EFFECTIVE DATE," without my signature and recommend the attached amendments.

The Department of Livestock may provide certain services to the Pork Research and Marketing Committee. It is the intent of SB 166 to permit the Committee to reimburse the Department for the costs associated with providing those services. The language set forth in Sec. 81-8-610(4) of the bill does not clearly state this.

I am proposing amendments which will accomplish the bill's intent.

I urge your concurrence in these amendments.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENTS  
TO SENATE BILL NO. 166

1. Page 2, line 17.

Following: "SERVICES"

Strike: "IT"

Insert: "the department"

2. Page 2, line 18.

Following: line 17

Strike: "DEPARTMENT"

Insert: "committee"

MESSAGES FROM THE OTHER HOUSE

The Senate, on 3/18/81, failed to concur in House Amendments to Senate Bill No. 15 and appointed a Conference Committee and requested that the House of Representatives appoint a like committee to confer on House Amendments to Senate Bill No. 15.

The President appointed the following members:

Senator Mazurek, Chairman  
Senator Elliott  
Senator Crippen

Senate Bill passed as amended and transmitted to the House for concurrence: 3/18/81

Senate Bill No. 102, introduced by Himsl, Severson, B. Brown, et al.

House Bill No. 225, introduced by Ellison, requiring adoption by an affirmative roll call vote of two-thirds of all the members of the Legislature, was concurred in by the Senate as amended and is returned

to the House for concurrence in Senate Amendments with the following vote: 3/18/81

SENATE

YEAS - 38

NAYS - 12

House Bills concurred in and returned to the House: 3/18/81

House Bill No. 285, introduced by Fabrega, Goodover, Lee, J. O'Hara

House Bill No. 449, introduced by Oberg, Sivertsen, Hemstad

House Bill No. 495, introduced by Bergene, Hammond, Seifert, et al.

House Bill No. 522, introduced by Stobie, Underdal, Ellison, et al.

House Bill No. 685, introduced by Lory, Berg

House Bills not concurred in and returned to the House: 3/18/81

House Bill No. 111, introduced by Lund

House Bill No. 121, introduced by Conroy, Asay, Roth

House Bill No. 208, introduced by Keedy

House Bill No. 433, introduced by Dozier

House Bill No. 447, introduced by O'Hara, Andreason, Winslow

House Bill No. 720, introduced by Harp, Fabrega, Kitselman, et al.

House Bills concurred in as amended and returned to the House for concurrence in Senate Amendments: 3/18/81

House Bill No. 38, introduced by Stobie

House Bill No. 74, introduced by Harper

House Bill No. 299, introduced by Shontz

House Bill No. 389, introduced by Hart, et al.

House Bill indefinitely postponed and returned to the House: 3/18/81

House Bill No. 6, introduced by Keedy, Keyser, Moore, et al.

Senate Bills passed as amended and transmitted to the House for concurrence: 3/19/81

Senate Bill No. 322, introduced by Halligan, Norman, Hager, et al.

Senate Bill No. 457, introduced by Dover

**MOTIONS**

Representative Andreason moved that the House reconsider its action in adopting the Adverse Committee Report on SB 236 on the 60th legislative day. Motion failed. (36-56)

Representative Wallin moved that consideration on SB 255 be passed for the day to allow it to be considered with SB 292. Motion carried.

Representative Gould moved that consideration on SB 418 be passed until the 65th legislative day to allow it to be heard with SB 390. Motion carried.

Representative Sivertsen moved that HB 700 be taken from the Committee on Appropriations and rereferred to the Select Committee on Employee Compensation. Motion carried.

### **FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS**

The following House bill was introduced, read first time and referred to committee:

HB 848, introduced by Nordtvedt, Sales, Burnett, D. Brown, Curtiss, Cozzens, Harp, Iverson, Neuman, Abrams, Lee. Referred to Committee on Appropriations.

The following Senate bill was introduced, read first time and referred to committee:

SB 102, introduced by Himsl, Severson, B. Brown, Hager, Kolstad, Aklestad. Referred to Committee on Taxation.

### **SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)**

Representative Spilker moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative O'Hara in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Hurwitz excused at this time.

Representative Metcalf moved that SB 137 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.  
Total 90

Noes: None.  
Total 0

Excused: Fagg, Hurwitz, Kemmis.  
Total 3

Absent or not voting: Bardanouve, Bertelsen, Conroy, Hemstad, Nilson, Roth, Winslow.  
Total 7

Representative Keedy moved that SB 164 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Curtiss, McLane, Nilson.

Total 3

Excused: Fagg, Hurwitz, Kemmis.

Total 3

Absent or not voting: Brand, Harrington, Kessler, Thoft.

Total 4

Representative Phillips moved that SB 187 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Fagg, Hurwitz, Kemmis.

Total 3

Absent or not voting: Donaldson, Harper, Manuel, Spilker.

Total 4

Representative Matsko moved that SB 215 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen,



Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Fagg, Hurwitz, Kemmis.

Total 3

Absent or not voting: Andreason, Bardanouve, Bennett, Brown, Feda, Kitselman, Manuel, Pavlovich, Roth, Smith.

Total 10

Representative Bergene moved that SB 228, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brown, Conn, Conroy, Cozzens, Daily, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 80

Noes: Andreason, Bennett, Briggs, Burnett, Curtiss, Devlin, Hannah, Schultz, Smith, Stobie, Vinger.

Total 11

Excused: Fagg, Hurwitz, Kemmis.

Total 3

Absent or not voting: Brand, Ellison, Harp, Kropp, Manuel, Nordtvedt.

Total 6

Representative Winslow moved that SB 230 be placed below SB 247 for the purpose of amendment. Motion carried.

Representative Mueller moved that SB 232, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Burnett, Donaldson, Ellerd, Keedy.

Total 4

Excused: Fagg, Hurwitz, Kemmis.

Total 3

Absent or not voting: Bengtson, Brand, Devlin, Marks, Moore, Nordtvedt, Teague.

Total 7

Representative Kitselman moved that consideration on SB 239 be passed for the day. Motion carried.

Representative Fabrega moved that SB 241, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: None.

Total 0

Excused: Fagg, Hurwitz, Kemmis.

Total 3

Absent or not voting: Bardanouve, Bengtson, Bergene, Brand, Daily, Donaldson, Harrington, Lund, Marks, Nilson, Schultz, Shelden, Smith, Teague.

Total 14

Representative Williams moved that SB 231 be concurred in. Motion failed by the following vote:

Ayes: Abrams, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Conn, Conroy, Cozzens, Ellerd, Eudaily, Fabrega, Feda, Harp, Huennekens, Iverson, Jacobsen, Keedy, Kessler, Kitselman, Kropp, Lory, Lund, Manuel, McBride, Meyer, Mueller, Nordtvedt, Oberg, Roth, Sales, Sivertsen, Spilker, Switzer, Vincent, Waldron, Wallin, Williams, Yardley.

Total 40

Noes: Brand, Briggs, Brown, Burnett, Curtiss, Daily, Dozier, Dussault, Ellison, Ernst, Gould, Hannah, Hanson, Harper, Hart, Hemstad, Holliday, Kanduch, Kennerly, Keyser, Manning, Matsko, McLane, Menahan, Metcalf, Moore, Neuman, Nilson, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Smith, Stobie, Teague, Thoft, Underdal, Vinger, Winslow, Zabrocki.

Total 48

Excused: Fagg, Hurwitz, Kemmis.

Total 3

Absent or not voting: Anderson, Andreason, Azzara, Devlin, Donaldson, Harrington, Jensen, Marks, O'Hara.

Total 9

Representative Spilker moved that SB 231 be not concurred in. Motion carried by the following vote:

Ayes: Asay, Azzara, Bengtson, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, Kanduch, Kennerly, Keyser, Kitselman, Manning, Matsko, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Winslow, Zabrocki.

Total 63

Noes: Bardanouve, Bennett, Bertelsen, Brand, Conn, Ellerd, Fabrega, Huennekens, Jacobsen, Keedy, Kessler, Kropp, Lory, Lund, Manuel, McBride, Meyer, Nordtvedt, Oberg, Sales, Sivertsen, Spilker, Waldron, Wallin, Yardley.

Total 25

Excused: Fagg, Hurwitz, Kemmis.

Total 3

Absent or not voting: Abrams, Anderson, Andreason, Bergene, Donaldson, Harrington, Jensen, Marks, Williams.

Total 9

Representative Hurwitz present at this time.

Representative Yardley moved that SB 245 be concurred in. Representative Moore made a substitute motion that consideration on SB 245 be passed for the day. Motion carried.

Representative Fabrega moved that SB 247 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Curtiss, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Huennekens, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Kitselman, Lory, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: Bengtson, Conroy, Daily, Devlin, Hart, Holliday, Hurwitz, Iverson, Keyser, Kropp, Manuel, Ryan, Smith, Underdal.

Total 14

Excused: Fagg, Kemmis.

Total 2

Absent or not voting: Brand, Burnett, Dozier, Lund, Waldron.

Total 5

Representative Winslow moved that SB 230, third reading copy, be amended. Amendment failed by the following vote:

Ayes: Bennett, Burnett, Conroy, Cozzens, Devlin, Ellerd, Ellison, Feda, Hannah, Hanson, Harrington, Iverson, Jensen, Keyser, Kitselman, Kropp, Manuel, McLane, Neuman, O'Hara, Roth, Ryan, Sales, Seifert, Spilker, Stobie, Switzer, Underdal, Vinger, Williams, Winslow.

Total 31



Noes: Abrams, Anderson, Andreason, Asay, Bengtson, Bergene, Bertelsen, Brown, Conn, Curtiss, Daily, Donaldson, Dozier, Dussault, Eudaily, Fabrega, Gould, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Kanduch, Keedy, Kennerly, Kessler, Lory, Lund, Manning, Marks, McBride, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Schultz, Shelden, Shontz, Smith, Teague, Thoft, Vincent, Waldron, Wallin, Yardley, Zabrocki.

Total 58

Excused: Fagg, Kemmis.

Total 2

Absent or not voting: Azzara, Bardanouve, Brand, Briggs, Ernst, Matsko, Menahan, Nordtvedt, Sivertsen.

Total 9

Representative Nilson moved that SB 230, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Asay, Bennett, Devlin, McLane, Seifert, Vinger.

Total 6

Paired: Kemmis, Aye; Bennett, No.

Excused: Fagg.

Total 1

Absent or not voting: Brand, Ernst.

Total 2

Representative Vinger moved that SB 256, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91



Noes: Underdal.

Total 1

Excused: Fagg, Kemmis.

Total 2

Absent or not voting: Bergene, Brand, Meyer, Nilson, Oberg, Stobie.

Total 6

Representative Kitselman moved that SB 265 be concurred in. Motion failed by the following vote:

Ayes: Abrams, Andreason, Bengtson, Bergene, Bertelsen, Brown, Conn, Daily, Devlin, Dozier, Fabrega, Feda, Hannah, Harper, Harrington, Hart, Huennekens, Iverson, Jacobsen, Kanduch, Kennerly, Kitselman, Lory, Manning, Manuel, McLane, Menahan, Metcalf, Nordtvedt, Oberg, Pavlovich, Quilici, Robbins, Shelden, Sivertsen, Teague, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 43

Noes: Anderson, Asay, Azzara, Bardanouve, Bennett, Brand, Briggs, Burnett, Conroy, Cozzens, Curtiss, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Gould, Hanson, Harp, Hemstad, Holliday, Hurwitz, Jensen, Keedy, Kessler, Keyser, Kropp, Lund, Marks, Matsko, McBride, Meyer, Moore, Mueller, Neuman, Nilson, O'Connell, O'Hara, Phillips, Pistoria, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Wallin.

Total 54

Excused: Fagg, Kemmis.

Total 2

Absent or not voting: Ellison.

Total 1

Representative Spilker moved that SB 265 be not concurred in. Motion carried by the following vote:

Ayes: Anderson, Asay, Azzara, Bardanouve, Bennett, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Marks, Matsko, McBride, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Wallin.

Total 63

Noes: Abrams, Andreason, Bergene, Brown, Daily, Devlin, Feda, Hannah, Harper, Harrington, Hart, Huennekens, Jacobsen, Kitselman, Lory, Manning, Manuel, McLane, Menahan, Metcalf, Oberg, Pavlovich, Quilici, Robbins, Shelden, Teague, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 33

Excused: Fagg, Kemmis.

Total 2

Absent or not voting: Bengtson, Lund.

Total 2

Representative Yardley moved that SB 267 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Seifert, Shelden, Shontz, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 80

Noes: Asay, Curtiss, Devlin, Gould, Hannah, Marks, McLane, Schultz, Smith, Spilker, Stobie, Switzer, Underdal, Vinger.

Total 14

Excused: Fagg, Kemmis.

Total 2

Absent or not voting: Iverson, Nordtvedt, O'Connell, Sivertsen.

Total 4

Representative Manning moved that SB 270 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Eudaily, Fabrega, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 74

Noes: Asay, Brand, Conroy, Ellerd, Ernst, Fedra, Keedy, Kropp, Lund, Marks, Moore, Phillips, Roth, Seifert, Smith, Stobie, Underdal, Vinger, Wallin.

Total 19

Excused: Fagg, Kemmis.

Total 2

Absent or not voting: Azzara, Briggs, Hannah, O'Connell, Schultz.

Total 5

Representative Manning moved that SB 271, as amended, be concurred in. Motion failed by the following vote:

Ayes: Azzara, Bennett, Bergene, Brown, Devlin, Ellison, Fedra, Gould, Harper, Harrington, Huennekens, Iverson, Jacobsen, Kanduch, Keyser, Kropp, Lory, Manning, Manuel, Matsko, Metcalf, Moore, Nilson, Pavlovich, Phillips, Pistoria, Robbins, Sivertsen, Teague, Zabrocki.

Total 30

Noes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Hannah, Hanson, Harp, Hart, Hemstad, Holliday, Hurwitz, Jensen, Keedy,

Kennerly, Kessler, Lund, Marks, McBride, McLane, Menahan, Meyer, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Quilici, Roth, Roush, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.

Total 63

Excused: Fagg, Kemmis.

Total 2

Absent or not voting: Kitselman, O'Connell, Ryan, Shelden, Switzer.

Total 5

Representatives Andreason and Bennett excused at this time.

Representative Spilker moved that SB 271, as amended, be not concurred in. Motion carried by the following vote:

Ayes: Anderson, Asay, Azzara, Bardanoue, Bengtson, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fedra, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Marks, McBride, McLane, Menahan, Metcalf, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Phillips, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.

Total 76

Noes: Abrams, Bennett, Bergene, Ellison, Gould, Huennekens, Kanduch, Keyser, Manning, Manuel, Matsko, Meyer, Moore, Nilson, Pavlovich, Pistoria, Robbins, Shelden, Teague, Zabrocki.

Total 20

Paired: Spilker, Aye; Bennett, No.

Excused: Andreason, Fagg, Kemmis.

Total 3

Absent or not voting: O'Connell.

Total 1

That the Committee rise and report. (O'Hara, Chairman). Representative O'Hara moved the adoption of the Committee of the Whole Report. Representative Dussault made a substitute motion to segregate SB 137 from the committee report. Motion carried. (86-4) Representative Williams made a substitute motion to segregate SB 231 from the committee report. Motion carried. (55-35) Representative Manning made a substitute motion to segregate SB 271 from the committee report. Motion failed. (18-73) Thereupon, the Committee of the Whole Report, as amended, was adopted. (82-9)

## MOTIONS

Representative Briggs moved that consideration on SB 330 on Second Reading be passed until the 64th legislative day because he will be absent until then. Motion carried.

Representative Moore moved that SB 270, which passed Second Reading this day, be rereferred to the Committee on Appropriations. Motion carried.

Representative Williams moved that SB 231, segregated from the Committee of the Whole Report this day, be rereferred to the Committee on Taxation. Motion carried.



Representative Lory moved that the rules be temporarily suspended to allow the drafting and introduction of a bill dealing with the sale of the Montana Reports. Motion carried unanimously.

Representative Spilker moved that the Speaker be authorized to appoint a Conference Committee on House Amendments to SB 15. Motion carried.

### UNFINISHED BUSINESS

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 15:

Vinger, Chairman  
Sales  
Williams

### SPECIAL ORDERS OF THE DAY

Because today, Thursday, March 19, 1981, is Montana Agriculture Day, Gordon McOmber, director of the Montana Department of Agriculture, requested the Speaker of the House to read the following proclamation signed by Governor Schwinden:

#### STATE OF MONTANA

#### PROCLAMATION

WHEREAS, agriculture is Montana's leading industry, and with its related production, processing, and marketing, it rings the loudest cash register in the state; and

WHEREAS, agriculture's impact extends to hundreds of small and large businesses in both rural and urban communities in Montana; and

WHEREAS, farmers and ranchers excel in productivity and provide food and fiber efficiently in quantities sufficient for domestic consumption as well as export markets; and

WHEREAS, to maintain a healthy agriculture and state economy it is necessary that all Montanans understand agriculture's role in their lives and well-being; and

WHEREAS, Montana recognizes the celebration of National Agriculture Day.

NOW, THEREFORE, I, TED SCHWINDEN, Governor of the State of Montana, do hereby proclaim March 19, 1981, as

#### MONTANA AGRICULTURE DAY

and call upon the people of Montana to observe this day with appropriate ceremonies and activities.

IN WITNESS WHEREOF, I have hereunto  
set my hand and caused the GREAT SEAL  
OF THE STATE OF MONTANA to be affixed.

DONE at the City of Helena, the Capital,  
this tenth day of March, in the  
year of our LORD, one thousand nine  
hundred and eighty-one.

TED SCHWINDEN  
Governor of Montana



ATTEST:

JIM WALTERMIRE

Secretary of State

Representative Holliday requested that the proclamation be entered in the House journal. Motion carried.

Representative Spilker moved that the House adjourn until 3:00 p.m., March 20, 1981.

Motion carried.

House adjourned at 6:37 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## SIXTY-SECOND LEGISLATIVE DAY

Helena, Montana  
March 20, 1981

House Chambers  
Capitol Building

House convened at 3:10 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Azzara, Briggs, Fabrega, Fagg, Kemmis, Stobie, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Sixty-first Legislative Day, find the same to be correct.

SPILKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 3/20/81  
Correctly enrolled - HB 285, HB 495, HB 522, HB 685.  
Delivered to the Governor for his approval at 11:40 a.m., 3/20/81 -  
HB 104, HB 351, HB 407.

JUDICIARY (Keyser, Chairman): 3/19/81  
SB 277, be not concurred in.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fedas, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Phillips, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.  
Total 81

Noes: Anderson, Brown, Kessler, McBride, Metcalf, Oberg, Pavlovich, Ryan, Shelden, Teague, Vincent, Zabrocki.  
Total 12

Excused: Azzara, Briggs, Fabrega, Fagg, Kemmis, Stobie.  
Total 6

Absent or not voting: Pistoria.  
Total 1

TAXATION (Nordtvedt, Chairman): 3/19/81  
HB 292, do not pass. Representative Nordtvedt moved the adoption of the Adverse Committee Report. Representative Wallin made a substitute motion that HB 292 be printed and placed on Second Reading. Motion carried. (75-19)

FISH AND GAME (Ellison, Chairman): 3/18/81  
HJR 47, introduced bill, be amended as follows:

1. Pages 1 and 2.

Strike: everything following the title

Insert: "WHEREAS, there is significant legislative and public interest in the operation of the Department of Fish, Wildlife, and Parks; and

WHEREAS, all Montanans recognize the importance of maintaining and improving the quality of fish, wildlife, and park management; and

WHEREAS, all Department management objectives should be viewed in terms of their cost effectiveness.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

That an interim committee be assigned to review the operation and management objectives of the Department of Fish, Wildlife, and Parks.

BE IT FURTHER RESOLVED, that the committee include representatives of the seven geographic regions served by the Department.

BE IT FURTHER RESOLVED, that the committee:

- (1) review the duties of the Director to make certain that they are consistent with the need to maintain and improve the quality and cost effectiveness of Department operations;
- (2) review the duties of all Department specialists to make certain that they provide for the orderly execution of Department management objectives;
- (3) review the Department's staffing policies to make certain that:
  - (a) needed management and administrative specialists are on staff;
  - (b) they are working within the scope of the Department's management objectives; and
  - (c) the Department is making optimum use of the abilities of its management and administrative specialists; and
- (4) review the Department's land acquisition policies to make certain that the policies:
  - (a) insure maximum public access to state fish, wildlife, and park resources;
  - (b) insure that the state's fish, wildlife, and park resources are managed for the benefit of current and future generations of Montanans; and
  - (c) insure that available public funds are properly used for maintenance of all acquired lands.

BE IT FURTHER RESOLVED, that the committee prepare a report of its findings and conclusions, together with its recommendations, and deliver the report to the 1983 Legislature no later than January 10, 1983."

And, as amended, do pass. Report adopted.

SB 391, third reading copy, be amended as follows:

1. Title, line 12.

Following: "PROVIDE"

Insert: "CERTAIN"

2. Title, line 13.

Following: "PREMISES"

Strike: "WITH BOARD APPROVAL"

Insert: "DURING BRIEF EMERGENCIES"

3. Page 14, lines 13 and 14.

Reinsert: all stricken language

4. Page 15, line 2.

Following: line 2

Insert: "(3) Notwithstanding any other provisions of this section, a dental hygienist may continue performing tasks and procedures requiring direct supervision if:

(a) the supervising dentist required to be on the premises has been called out of the office briefly for an emergency; and

(b) both the hygienist and the patient consent."

And, as amended, be concurred in. Report adopted.

SB 397, be concurred in. Report adopted.

3/19/81

SB 398, third reading copy, be amended as follows:

1. Statement of Intent, line 7.

Following: "in"

Strike: "Section 6"

Insert: "Sections 7 and 8"

2. Statement of Intent.

Following: line 16

Insert: "This bill grants the board the authority to establish continuing education programs and requirements to insure maintenance of professional knowledge and competency of licensees. It is the intent of the Legislature that the continuing education programs have as their primary objective the protection of the health, safety, and welfare of the public, and that the programs not serve primarily to limit entry into the profession or occupation or to promote the personal interests of the licensees."

3. Title, line 9.

Following: "REQUIREMENTS;"

Strike: "DELETING"

Insert: "MODIFYING"

4. Title, line 11.

Following: "STATE;"

Insert: "PROVIDING AUTHORITY FOR RULES ON CONTINUING EDUCATION;"

5. Page 7, lines 21 and 22.

Reinsert: all stricken language on lines 21 and 22

6. Page 7, line 22.

Strike: "AND"

7. Page 7, lines 23 through 25.

Strike: all added language



8. Page 8, line 1.

Strike: "PRACTICE OF MORTUARY SCIENCE,"

9. Page 9.

Following: line 23

Insert: "NEW SECTION. Section 8. Continuing education requirements. The board may establish by rule continuing education programs and continuing education requirements. Compliance with continuing education requirements may be used as a condition of continued licensure. In adopting rules and individual orders regarding continuing education the board in its discretion:

(1) may use or rely upon guidelines and pronouncements of recognized educational and professional associations;

(2) may prescribe the content, duration, and organization of courses;

(3) shall take into account the accessibility to applicants of such continuing education as it may require; and

(4) shall avoid any impediments to interstate practice that may result from differences in continuing education requirements in other states."

Renumber: subsequent sections

10. Page 9, line 24.

Following: "instruction."

Strike: "Section"

Insert: "Sections"

Following: "7"

Strike: "is"

Insert: "and 8 are"

11. Page 10, line 2.

Following: "to"

Strike: "section"

Insert: "sections"

Following: "7"

Insert: "and 8"

And, as amended, be concurred in. Report adopted.

JUDICIARY (Keyser, Chairman):

3/19/81

SB 57, be concurred in. Report adopted.

SJR 2, third reading copy, be amended as follows:

1. Page 3, line 10.

Following: "and"

Insert: "and"

2. Page 3, lines 12 and 13.

Following: "·"

Strike: "· AND"

Insert: "·"

3. Page 3, lines 14 and 15.

Strike: subsection (10) in its entirety

And, as amended, be concurred in. Report adopted.

LOCAL GOVERNMENT (Bertelsen, Chairman):

3/20/81

SB 345, be concurred in. Report adopted.

TAXATION (Nordtvedt, Chairman):  
SB 47, be concurred in. Report adopted.

3/17/81

**MESSAGES FROM THE GOVERNOR**

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

March 19, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 30, 464, 508.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

March 20, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 14, 20, 55, 107, 247, 269, 277, 283, 306, 342, 353, 421, 505, 639, 677, 750.

Sincerely,

TED SCHWINDEN  
Governor

**MESSAGES FROM THE OTHER HOUSE**

The Senate, on 3/19/81, acceded to the request of the House of Representatives and appointed a Free Conference Committee to meet with a like committee from the House to confer on House Bill No. 9.

The President appointed the following members:

Senator Crippen, Chairman  
Senator Olson  
Senator Ryan

The Senate, on 3/19/81, acceded to the request of the House of Representatives and appointed a Free Conference Committee to meet with a like committee from the House to confer on House Bill No. 350.

The President appointed the following members:

Senator Goodover, Chairman  
Senator McCallum  
Senator Hafferman

The Senate, on 3/19/81, acceded to the request of the House of Representatives and appointed a Conference Committee to meet with a like committee from the House to confer on House Bill No. 301.

The President appointed the following members:

Senator O'Hara, Chairman  
 Senator Van Valkenburg  
 Senator Ryan

House Amendments to Senate Bills concurred in: 3/19/81

House Amendments to Senate Bill No. 58, introduced by Van Valkenburg

House Amendments to Senate Bill No. 78, introduced by Severson

House Amendments to Senate Bill No. 85, introduced by Dover

House Amendments to Senate Bill No. 117, introduced by Dover

House Amendments to Senate Bill No. 127, introduced by Norman, Conover, Smith, et al.

House Amendments to Senate Bill No. 264, introduced by S. Brown

House Amendments to Senate Bill No. 281, introduced by Van Valkenburg, B. Brown

House Amendments to Senate Bill No. 394, introduced by S. Brown, Himsel

House Bill not concurred in and returned to the House: 3/19/81

House Bill No. 539, introduced by Huennekens

House Bill indefinitely postponed and returned to the House: 3/19/81

House Bill No. 396, introduced by Anderson, Keedy, Yardley, et al.

House Bills and House Joint Resolution concurred in and returned to the House: 3/19/81

House Bill No. 95, introduced by Feda

House Bill No. 99, introduced by Daily, Harrington

House Bill No. 154, introduced by Brand, Marks

House Bill No. 172, introduced by Donaldson

House Bill No. 632, introduced by Sivertsen

House Bill No. 637, introduced by Andreason, Jensen, D. O'Hara, et al.

House Joint Resolution No. 16, introduced by Devlin, Thoft, C. Smith, et al.

House Bills concurred in as amended and returned to the House for concurrence in Senate Amendments: 3/19/81

House Bill No. 215, introduced by Keedy

House Bill No. 237, introduced by McBride, B. Brown

House Bill No. 618, introduced by Williams, Schultz, Donaldson, et al.

House Bill No. 725, introduced by Underdal

### MOTIONS

Representative Dussault moved that SB 137 be placed below SB 255 on the Second Reading board. Motion carried.

Representative Nordtvedt moved that the rules be temporarily suspended to allow the drafting and introduction of a House joint resolution dealing with a very expensive Job Service Center being planned in Bozeman. Motion carried unanimously.

Representative Bergene moved that consideration on SB 352 be passed until the 65th legislative day. Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bill was introduced, read first time and referred to committee:

HB 849, introduced by Briggs, (By Request of the Department of Natural Resources and Conservation). Referred to Committee on Appropriations.

The following Senate bills were introduced, read first time and referred to committees:

SB 322, introduced by Halligan, Norman, Hager, Berg, Van Valkenburg, Dussault, Kemmis, Azzara. Referred to Committee on Taxation.

SB 457, introduced by Dover. Referred to Committee on Taxation.

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Representative Bardanouve excused at this time.

Senate Amendments to House Bill No. 91 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Keedy.

Total 1

Excused: Azzara, Bardanouve, Briggs, Fabrega, Fagg, Kemmis, Stobie.

Total 7

Absent or not voting: Hannah, Kitselman, Sivertsen, Winslow.

Total 4

Senate Amendments to House Bill No. 100 were concurred in by the following vote:



Ayes: Abrams, Anderson, Asay, Bengtson, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fedra, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 82

Noes: Andreason, Bennett, Burnett, Harp, Iverson, Keedy, Keyser, Kropp, Meyer, Yardley.

Total 10

Excused: Azzara, Bardanouve, Briggs, Fabrega, Fagg, Kemmis, Stobie.

Total 7

Absent or not voting: Kitselman.

Total 1

Senate Amendments to House Bill No. 271 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: None.

Total 0

Excused: Azzara, Bardanouve, Briggs, Fabrega, Fagg, Kemmis, Stobie.

Total 7

Absent or not voting: Kitselman.

Total 1

Senate Amendments to House Bill No. 286 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bergene, Brand, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker,

Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Bennett, Bertelsen, Burnett, Conroy, Holliday, Kropp, Ryan, Switzer, Vinger.

Total 9

Excused: Azzara, Bardanouve, Briggs, Fabrega, Fagg, Kemmis, Stobie.

Total 7

Absent or not voting: None.

Total 0

Senate Amendments to House Bill No. 324 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 90

Noes: Oberg, Yardley.

Total 2

Excused: Azzara, Bardanouve, Briggs, Fabrega, Fagg, Kemmis, Stobie.

Total 7

Absent or not voting: Holliday.

Total 1

Senate Amendments to House Bill No. 404 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Daily, Hannah, Moore, O'Connell, Pavlovich, Sales, Smith, Teague.

Total 8

Excused: Azzara, Bardanouve, Briggs, Fabrega, Fagg, Kemmis, Stobie.

Total 7

Absent or not voting: None.

Total 0

Senate Amendments to House Bill No. 405 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Azzara, Bardanouve, Briggs, Fabrega, Fagg, Kemmis, Stobie.

Total 7

Absent or not voting: None.

Total 0

Senate Amendments to House Bill No. 452 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Azzara, Bardanouve, Briggs, Fabrega, Fagg, Kemmis, Stobie.

Total 7

Absent or not voting: None.

Total 0

Senate Amendments to House Bill No. 494 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund,



Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Azzara, Bardanouve, Briggs, Fabrega, Fagg, Kemmis, Stobie.

Total 7

Absent or not voting: None.

Total 0

Senate Amendments to House Bill No. 598 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fedas, Gould, Hanson, Harp, Harrington, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Hannah, Harper, Holliday, Keedy, Keyser, McLane, Metcalf, Oberg, Spilker, Underdal.

Total 10

Excused: Azzara, Bardanouve, Briggs, Fabrega, Fagg, Kemmis, Stobie.

Total 7

Absent or not voting: None.

Total 0

House Joint Resolution No. 48 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fedas, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Seifert, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 79

Noes: Bennett, Burnett, Ellerd, Hurwitz, Keedy, Kropp, Lory, Roth, Sales, Schultz, Shelden, Smith, Yardley.

Total 13

Excused: Azzara, Bardanouve, Briggs, Fabrega, Fagg, Kemmis, Stobie.

Total 7



Absent or not voting: Huennekens.

Total 1

House Bill No. 18 was passed by the following vote:

Ayes: Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoht, Underdal, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 66

Noes: Abrams, Daily, Dozier, Dussault, Harper, Harrington, Hart, Huennekens, Jensen, Kennerly, Lund, Manning, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Ryan, Shelden, Teague, Vincent, Waldron, Yardley.

Total 27

Excused: Azzara, Bardanouve, Briggs, Fabrega, Fagg, Kemmis, Stobie.

Total 7

Absent or not voting: None.

Total 0

Senate Bill No. 14 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Feda, Gould, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoht, Underdal, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 78

Noes: Bennett, Burnett, Curtiss, Ellerd, Hannah, Harp, Hemstad, Kropp, McLane, Moore, Ryan, Sales, Smith, \*Vincent, Winslow.

Total 15

Excused: Azzara, Bardanouve, Briggs, Fabrega, Fagg, Kemmis, Stobie.

Total 7

Absent or not voting: None.

Total 0

\*Representative Vincent moved that his vote be changed from yes to no. Motion carried unanimously. See Motions.

Senate Bill No. 16 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning,

Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Brown.

Total 1

Excused: Azzara, Bardanouve, Briggs, Fabrega, Fagg, Kemmis, Stobie.

Total 7

Absent or not voting: None.

Total 0

Senate Bill No. 80 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Brand, Hannah, Ryan, Winslow.

Total 4

Excused: Azzara, Bardanouve, Briggs, Fabrega, Fagg, Kemmis, Stobie.

Total 7

Absent or not voting: Gould.

Total 1

Senate Bill No. 83, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Bengtson, Bennett, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Andreason, Asay, Bergene, Harp, Hurwitz, Keedy, Neuman.

Total 7

Excused: Azzara, Bardanouve, Briggs, Fabrega, Fagg, Kemmis, Stobie.

Total 7

Absent or not voting: None.

Total 0

Senate Bill No. 110, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sheldon, Shontz, Sivertsen, Smith, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Kessler, Neuman, Switzer.

Total 3

Excused: Azzara, Bardanouve, Briggs, Fabrega, Fagg, Kemmis, Stobie.

Total 7

Absent or not voting: None.

Total 0

Senate Bill No. 134 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Sheldon, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Conroy, Jensen, Keedy, Lund, Mueller, Phillips, Ryan, Seifert, Shontz, Smith.

Total 10

Excused: Azzara, Bardanouve, Briggs, Fabrega, Fagg, Kemmis, Stobie.

Total 7

Absent or not voting: None.

Total 0

Senate Bill No. 183 was concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz,



Seifert, Sheldon, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: None.

Total 0

Excused: Azzara, Bardanouve, Briggs, Fabrega, Fagg, Kemmis, Stobie.

Total 7

Absent or not voting: Andreason.

Total 1

## MOTIONS

Representative Vincent moved that his vote on SB 14, Third Reading, be changed from yes to no. Motion carried unanimously.

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Spilker moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Iverson in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Bardanouve present at this time.

Representative Pavlovich moved that SB 226, third reading copy, be amended. Amendment failed by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bengtson, Brand, Brown, Daily, Dozier, Dussault, Harper, Harrington, Hart, Huennekens, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manning, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Sheldon, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 39

Noes: Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 61

Paired: Azzara, Dussault, Harrington, Kemmis, Menahan, Quilici, Ayes; Briggs, Burnett, Fabrega, Fagg, Smith, Stobie, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0



Representative Pavlovich moved that SB 226 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.  
Total 66

Noes: Abrams, Azzara, Bardanouve, Bengtson, Brand, Brown, Daily, Dozier, Harper, Harrington, Hart, Huennekens, Kemmis, Kennerly, Kessler, Manning, McBride, Menahan, Metcalf, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Roush, Shelden, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.  
Total 33

Paired: Briggs, Burnett, Fabrega, Fagg, Smith, Stobie, Ayes; Azzara, Kemmis, Menahan, Pavlovich, Shelden, Teague, Noes.

Excused: None.  
Total 0

Absent or not voting: Keedy.  
Total 1

Representative Yardley moved that SB 245 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bertelsen, Brand, Brown, Burnett, Conn, Cozzens, Daily, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Teague, Thoft, Underdal, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.  
Total 75

Noes: Bennett, Curtiss, Dussault, Feda, Hemstad, McBride, McLane, Oberg, Vincent, Wallin.  
Total 10

Excused: Azzara, Briggs, Fabrega, Fagg, Kemmis, Stobie.  
Total 6

Absent or not voting: Bardanouve, Bergene, Conroy, Donaldson, Keedy, Manuel, Menahan, Shelden, Switzer.  
Total 9

Representative Dussault moved that SB 137, third reading copy, be amended as follows:

1. Page 1, line 16.  
Following: "53-20-305."

Insert: "Local control of community homes — departmental licensing, administration, operation, health and safety standards. Community homes for the developmentally disabled may be under

local control, and the nonprofit corporations or associations operating community homes are authorized to establish homes and programs they believe in the best interest of their homes."

2. Page 1, line 24 through line 1 on page 2.

Following: "~~part:~~"

Strike: "COMMUNITY" through "STANDARDS."

Amendment passed by the following vote:

Ayes: Abrams, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 79

Noes: Feda.

Total 1

Excused: Azzara, Briggs, Fabrega, Fagg, Kemmis, Stobie.

Total 6

Absent or not voting: Anderson, Bardanouve, Burnett, Conroy, Cozzens, Ernst, Hannah, Harp, Keedy, Kennerly, Manuel, Marks, Moore, Winslow.

Total 14

Representative Metcalf moved that SB 137, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 82

Noes: None.

Total 0

Excused: Azzara, Briggs, Fabrega, Fagg, Kemmis, Stobie.

Total 6

Absent or not voting: Anderson, Bardanouve, Burnett, Conroy, Harp, Keedy, Kennerly, Lory, Manuel, Marks, Moore, Yardley.

Total 12

Representatives McBride and O'Connell excused at this time.

Representative Kitselman moved that SB 239, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Curtiss, Dozier, Dussault, Ellerd, Ellison, Eudaily,

Feda, Gould, Hanson, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kessler, Kitselman, Lory, Manning, Manuel, Marks, Matsko, McLane, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Seifert, Shelden, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.  
Total 66

Noes: Conroy, Cozzens, Devlin, Ernst, Keyser, Lund, Mueller, Sales, Schultz, Shontz, Winslow.  
Total 11

Excused: Azzara, Briggs, Fabrega, Fagg, Kemmis, McBride, O'Connell, Stobie.  
Total 8

Absent or not voting: Anderson, Bardanouve, Burnett, Daily, Donaldson, Hannah, Harp, Harrington, Hurwitz, Keedy, Kennerly, Kropp, Menahan, Moore, Nordtvedt.  
Total 15

Representative Meyer moved that SB 275 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 83

Noes: None.  
Total 0

Excused: Azzara, Briggs, Fabrega, Fagg, Kemmis, McBride, O'Connell, Stobie.  
Total 8

Absent or not voting: Anderson, Andreason, Burnett, Donaldson, Hannah, Harp, Keedy, Menahan, Moore.  
Total 9

Representative Feda moved that SB 276 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bennett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Feda, Gould, Hannah, Hanson, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Keyser, Kitselman, Kropp, Lund, Manning, Marks, Matsko, McLane, Menahan, Meyer, Moore, Mueller, O'Hara, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vinger, Winslow.  
Total 56

Noes: Bardanouve, Bergene, Bertelsen, Brand, Brown, Dozier, Dussault, Eudaily, Harp, Harper, Harrington, Hart, Huennekens, Keedy, Kessler,



Lory, Manuel, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Robbins, Shelden, Teague, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 32

Excused: Azzara, Briggs, Fabrega, Fagg, Kemmis, McBride, O'Connell, Stobie.

Total 8

Absent or not voting: Bengtson, Burnett, Daily, Shontz.

Total 4

Representative Conroy moved that consideration on SB 278 be passed for the day. Motion carried.

Representative Williams moved that SB 279 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Bengtson, Bergene, Bertelsen, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Eudaily, Feda, Gould, Hannah, Hanson, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Keedy, Kessler, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, Metcalf, Meyer, Moore, Neuman, Nordtvedt, Oberg, O'Hara, Phillips, Roush, Sales, Schultz, Shontz, Spilker, Switzer, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley.

Total 56

Noes: Asay, Bardanouve, Bennett, Brand, Brown, Burnett, Daily, Dussault, Ellison, Ernst, Harp, Hurwitz, Kanduch, Kennerly, Keyser, Manning, McLane, Menahan, Mueller, Nilson, Pavlovich, Pistoria, Quilici, Robbins, Roth, Ryan, Seifert, Teague, Underdal, Vinger, Zabrocki.

Total 31

Excused: Azzara, Briggs, Fabrega, Fagg, Kemmis, McBride, O'Connell, Stobie.

Total 8

Absent or not voting: Harrington, Marks, Shelden, Sivertsen, Smith.

Total 5

Representative Daily moved that SB 284 be placed below HB 292. Motion carried.

Representative Nordtvedt moved that SB 255, third reading copy, be amended as follows:

1. Page 5, line 2.

Following: "DECEDENTS"

Strike: "DYING"

Insert: "who died"

Following: "AFTER"

Strike: "[THE EFFECTIVE DATE OF THIS ACT]"

Insert: "December 31, 1980"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria,



Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 78

Noes: Brand, Huennekens, Jacobsen, Mueller.

Total 4

Excused: Azzara, Briggs, Fabrega, Fagg, Kemmis, McBride, O'Connell, Stobie.

Total 8

Absent or not voting: Bardanouve, Bertelsen, Manuel, Marks, Moore, Shelden, Sivertsen, Spilker, Thoft, Yardley.

Total 10

Representative Burnett moved that SB 255, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Smith, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow.

Total 79

Noes: Dozier, Huennekens, Shelden, Shontz, Yardley, Zabrocki.

Total 6

Excused: Azzara, Briggs, Fabrega, Fagg, Kemmis, McBride, O'Connell, Stobie.

Total 8

Absent or not voting: Bardanouve, Harper, Keyser, Marks, Moore, Sivertsen, Spilker.

Total 7

That HB 292 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Marks, Matsko, McLane, Meyer, Moore, Nordtvedt, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 61

Noes: Bardanouve, Bergene, Bertelsen, Brand, Daily, Dozier, Dussault, Harper, Harrington, Hart, Huennekens, Kennerly, Manning, Menahan, Metcalf, Mueller, Neuman, Nilson, Oberg, Pavlovich, Quilici, Shelden, Sivertsen, Spilker, Teague, Vincent, Waldron, Williams, Yardley.

Total 29

Excused: Azzara, Briggs, Fabrega, Fagg, Kemmis, McBride, O'Connell, Stobie.

Total 8

Absent or not voting: Lund, Smith.  
Total 2

That the Committee rise and report. (Iverson, Chairman). Representative Iverson moved the adoption of the Committee of the Whole Report. Representative Kitselman made a substitute motion to segregate SB 239 from the committee report and that, as amended, report be adopted. Motion carried. (75-13)

### **SPECIAL ORDERS OF THE DAY**

The Speaker introduced David Furniss, Patti Bodner, Kristi Johannsen, Erin McCarthy, Karen Eggar, Celeste Spannagel, Jan Peterson, and Sandi Christian, this week's pages, and thanked them for their services.

Reading Clerk Mike Pieper, who is leaving us today to go to Vienna to study German, was given a warm round of applause by the assembly for the good job he's done.

### **MOTIONS**

Representative Kitselman moved that consideration on SB 239 be passed until the 64th legislative day. Motion carried.

Representative Spilker moved that the House adjourn until 10:00 a.m., March 21, 1981.

Motion carried.

House adjourned at 6:35 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk



## SIXTY-THIRD LEGISLATIVE DAY

Helena, Montana  
March 21, 1981

House Chambers  
Capitol Building

House convened at 10:05 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Briggs, Fabrega, Fagg, Kemmis, Kitselman, Seifert, Stobie, Teague, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Sixty-second Legislative Day, find the same to be correct.

SPILKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 3/21/81

Correctly enrolled - HB 449.

Examined by the sponsor (Oberg) and found to be correct - HB 449.

Examined by the sponsor (Bergene) and found to be correct - HB 495.

Examined by the sponsor (Lory) and found to be correct - HB 685.

Signed by the Speaker at 9:50 a.m., 3/21/81 - HB 495, HB 685.

Delivered to the Governor for his approval at 10:55 a.m., 3/21/81 - HB 495, HB 685.

LOCAL GOVERNMENT (Bertelsen, Chairman): 3/20/81

SB 343, be not concurred in.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Switzer, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Brand, Manuel, O'Connell, Pistoria, Roush, Underdal.

Total 6

Excused: Briggs, Fabrega, Fagg, Kemmis, Kitselman, Seifert, Stobie, Teague.

Total 8

Absent or not voting: Bardanouve, Bergene, Keedy, Lund, Sivertsen.

Total 5

SB 465, be not concurred in.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens,



Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Mr. Speaker.  
Total 81

Noes: Asay, Brand, Devlin, Hart, Keedy, McLane, Vinger, Waldron, Zabrocki.  
Total 9

Excused: Briggs, Fabrega, Fagg, Kemmis, Kitselman, Seifert, Stobie, Teague.  
Total 8

Absent or not voting: Lund, Pistoria.  
Total 2

APPROPRIATIONS (Lund, Chairman): 3/20/81  
House Human Services Committee Amendments to SB 37, third reading copy, dated 3/5/81, be amended as follows:

1. Amendments 2 and 3.  
Strike: amendments 2 and 3
2. Amendment 4.  
Reinstate: section 7

And, as amended, be concurred in. Report adopted.

SB 436, be concurred in. Report adopted.

HUMAN SERVICES (Gould, Chairman): 3/20/81  
SB 212, third reading copy, be amended as follows:

1. Statement of Intent, page 1, line 9.  
Following: "Act ("  
Strike: "Sects: 75-10-201, et seq., MCA"  
Insert: "Title 75, ch. 10, part 2"
2. Statement of Intent, page 2, line 18.  
Following: "penalties"  
Strike: "for hazardous wastes"
3. Page 10, lines 19 through 22.  
Strike: subsection (b) in its entirety  
Reletter: subsequent subsection

And, as amended, be concurred in. Report adopted.

### MESSAGES FROM THE OTHER HOUSE

Senate Bills passed as amended and transmitted to the House for concurrence: 3/20/81

Senate Bill No. 42, introduced by S. Brown

Senate Bill No. 291, introduced by Hager

House Bill indefinitely postponed and returned to the House: 3/20/81

House Bill No. 430, introduced by Underdal, Stobie, Kropp

House Amendments to Senate Bills concurred in: 3/20/81

House Amendments to Senate Bill No. 26, introduced by Norman

House Amendments to Senate Bill No. 112, introduced by Tveit, Galt, Severson, Aklestad

House Amendments to Senate Bill No. 178, introduced by Lee, Kolstad

House Bill concurred in with Statement of Intent attached and returned to the House for concurrence in Statement of Intent: 3/20/81

House Bill No. 321, introduced by Fabrega, Goodover, Meyer, Menahan

House Bill not concurred in and returned to the House: 3/20/81

House Bill No. 414, introduced by Nordtvedt

House Bills and House Joint Resolution concurred in and returned to the House: 3/20/81

House Bill No. 106, introduced by Switzer

House Bill No. 288, introduced by Fabrega

House Bill No. 439, introduced by Waldron

House Bill No. 457, introduced by Dussault, Thomas

House Bill No. 534, introduced by Huennekens

House Bill No. 547, introduced by C. Smith, Ochsner, Conroy, et al.

House Bill No. 593, introduced by Gould, Hart, Dozier, et al.

House Bill No. 690, introduced by Keyser, Keedy, Matsko, et al.

House Bill No. 812, introduced by Lund

House Joint Resolution No. 32, introduced by Kanduch, Hafferman, Hurwitz, Manley

House Bills concurred in as amended and returned to the House for concurrence in Senate Amendments: 3/20/81

House Bill No. 96, introduced by Feda

House Bill No. 110, introduced by Pavlovich, Daily, Quilici, et al.

House Bill No. 238, introduced by Fabrega, Goodover, Sivertsen, et al.

House Bill No. 239, introduced by Fabrega, Goodover, Wallin, et al.

House Bill No. 265, introduced by Ellison, Ryan

House Bill No. 379, introduced by Hemstad, Smith

House Bill No. 510, introduced by Lory, Conroy, Seifert

House Bill No. 546, introduced by Pistoria, Fabrega, Stobie, et al.

House Bill No. 596, introduced by Williams, Asay, McLane, et al.

House Bill No. 775, introduced by Nordtvedt

### MOTIONS

Representative Moore moved that consideration on SB 400 be passed for the day because the sponsor of the bill is absent. Motion carried.

Representative Vincent moved that consideration on SB 334 and SB 335, both being carried by Representative Kitselman, who is absent, be passed for the day. Motion carried.

Representative Vincent moved that consideration on SB 333 be passed until the 65th legislative day. Motion carried.

Representatives Conroy and Keedy moved that consideration on SB 278 be passed until the 64th legislative day. Motion carried.

### **FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS**

The following House bill was introduced, read first time and referred to committee:

HB 850, introduced by Menahan, Haffey, Daily, Harrington, Oberg, Williams, Pavlovich, McBride, D. Brown, Brand, R. Manning, Kanduch, O'Connell, Pistoria, Quilici, Kennerly, Roush, Huennekens, Yardley, Zabrocki, Nilson, Dozier, Metcalf. Referred to Committee on Appropriations.

The following Senate bills were introduced, read first time and referred to committees:

SB 42, introduced by S. Brown. Referred to Committee on Taxation.

SB 291, introduced by Hager. Referred to Committee on Local Government.

### **THIRD READING OF BILLS**

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Senate Bill No. 164 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Asay, Curtiss, McLane, Neuman, Nilson.

Total 5

Excused: Briggs, Fabrega, Fagg, Kemmis, Kitselman, Seifert, Stobie, Teague.

Total 8

Absent or not voting: Keedy, Lund, Sales, Thoft.

Total 4

Senate Bill No. 187 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault,



Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: None.

Total 0

Excused: Briggs, Fabrega, Fagg, Kemmis, Kitselman, Seifert, Stobie, Teague.

Total 8

Absent or not voting: None.

Total 0

Senate Bill No. 215 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Burnett, Ryan, Smith, Switzer.

Total 4

Excused: Briggs, Fabrega, Fagg, Kemmis, Kitselman, Seifert, Stobie, Teague.

Total 8

Absent or not voting: None.

Total 0

Senate Bill No. 228, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Cozzens, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 80



Noes: Andreason, Asay, Bennett, Burnett, Curtiss, Devlin, Feda, Hannah, Keyser, Ryan, Smith, Vinger.

Total 12

Excused: Briggs, Fabrega, Fagg, Kemmis, Kitselman, Seifert, Stobie, Teague.

Total 8

Absent or not voting: None.

Total 0

Senate Bill No. 230, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Shelden, Shontz, Sivertsen, Spilker, Switzer, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 77

Noes: Bennett, Brand, Devlin, Ernst, Huennekens, Hurwitz, Keyser, Roth, Schultz, Smith, Thoft, Vinger, Zabrocki.

Total 13

Excused: Briggs, Fabrega, Fagg, Kemmis, Kitselman, Seifert, Stobie, Teague.

Total 8

Absent or not voting: Asay, Underdal.

Total 2

Senate Bill No. 232, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Nordtvedt, Smith.

Total 2

Excused: Briggs, Fabrega, Fagg, Kemmis, Kitselman, Seifert, Stobie, Teague.

Total 8

Absent or not voting: None.

Total 0

Senate Bill No. 241, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: None.

Total 0

Excused: Briggs, Fabrega, Fagg, Kemmis, Kitselman, Seifert, Stobie, Teague.

Total 8

Absent or not voting: None.

Total 0

Senate Bill No. 247 was concurred in by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 75

Noes: Anderson, Bardanouve, Bengtson, Brand, Burnett, Conroy, Hart, Holliday, Hurwitz, Keyser, Kropp, Manuel, Ryan, Smith, Underdal, Vinger.

Total 16

Excused: Briggs, Fabrega, Fagg, Kemmis, Kitselman, Seifert, Stobie, Teague.

Total 8

Absent or not voting: Fedra.

Total 1

Senate Bill No. 256, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal,

Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 89

Noes: Huennekens, Zabrocki.

Total 2

Excused: Briggs, Fabrega, Fagg, Kemmis, Kitselman, Seifert, Stobie, Teague.

Total 8

Absent or not voting: Metcalf.

Total 1

Representative Teague present at this time.

Senate Bill No. 267 was concurred in by the following vote:

Ayes: Abrams, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Shelden, Shontz, Sivertsen, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 75

Noes: Anderson, Asay, Burnett, Curtiss, Feda, Hannah, Hemstad, McLane, Nordtvedt, Oberg, Roth, Ryan, Smith, Spilker, Switzer, Underdal, Vinger.

Total 17

Excused: Briggs, Fabrega, Fagg, Kemmis, Kitselman, Seifert, Stobie.

Total 7

Absent or not voting: Bergene.

Total 1

### **SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)**

Representative Spilker moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Andreason in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Conn excused at this time.

Representative Harrington moved that SB 284 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday,



Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Burnett, Curtiss, Ellison, Hannah.

Total 4

Excused: Briggs, Conn, Fabrega, Fagg, Kemmis, Kitselman, Seifert, Stobie.

Total 8

Absent or not voting: Hurwitz, Jensen, Vinger.

Total 3

Representative Anderson moved that SB 306 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Briggs, Conn, Fabrega, Fagg, Kemmis, Kitselman, Seifert, Stobie.

Total 8

Absent or not voting: Lund, Robbins.

Total 2

Representative Kropp moved that SB 308 be concurred in. Representative Keedy made a substitute motion that consideration on SB 308 be passed for the day. Motion carried.

Representative Winslow moved that SB 309 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Smith,



Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Sales.

Total 1

Excused: Briggs, Conn, Fabrega, Fagg, Kemmis, Kitselman, Seifert, Stobie.

Total 8

Absent or not voting: Conroy, Ellison, Harrington, Kropp, Marks, Quilici, Underdal.

Total 7

Representative Nilson moved that SB 310 be placed below SB 328. Motion carried.

Representative Winslow moved that SB 312 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conroy, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Briggs, Conn, Fabrega, Fagg, Kemmis, Kitselman, Seifert, Stobie.

Total 8

Absent or not voting: Cozzens, Donaldson, Ellison, Hurwitz, Lund, Quilici, Vincent.

Total 7

Representative Vincent in the Chair.

Representative Andreason moved that SB 314 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Burnett, Conroy, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Curtiss.

Total 1

Excused: Briggs, Conn, Fabrega, Fagg, Kemmis, Kitselman, Seifert, Stobie.

Total 8

Absent or not voting: Brown, Cozzens, Nordtvedt, Quilici.

Total 4

Representative Conn present at this time.

Representative Andreason in the Chair.

Representative Yardley moved that SB 316, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Roush, Ryan, Sales, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Harp, Mueller, Roth, Schultz, Smith.

Total 5

Excused: Briggs, Fabrega, Fagg, Kemmis, Kitselman, Seifert, Stobie.

Total 7

Absent or not voting: Nordtvedt, Quilici, Robbins.

Total 3

Representative Brand moved that SB 320, third reading copy, be amended as follows:

1. Title, line 5.

Following: "ARE"

Strike: "62"

Insert: "65"

2. Title, line 8.

Following: line 7

Strike: "62"

Insert: "65"

3. Title, line 8.

Following: "MCA"

Insert: "; AND PROVIDING AN EFFECTIVE DATE"

4. Page 1, line 12.

Following: "over"

Strike: "sixty-two"

Insert: "sixty-five"

5. Page 1, line 13.

Following: "is"

Strike: "62"

Insert: "65"

6. Page 1, line 21.  
Following: "under"  
Strike: "62"  
Insert: "65"

7. Page 1.  
Following: line 22  
Insert: "Section 2. Effective date. This act is effective on May 1, 1982."

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Marks, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 84

Noes: Bengtson, O'Connell, Pistoria.  
Total 3

Excused: Briggs, Fabrega, Fagg, Kemmis, Kitselman, Seifert, Stobie.  
Total 7

Absent or not voting: Iverson, Lund, Manuel, Metcalf, Nordtvedt, Quilici.  
Total 6

Representative Brand moved that SB 320, as amended, be concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kropp, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 78

Noes: Bennett, Ellison, Hurwitz, Keedy, Lory, Moore, Mueller, Ryan, Sales, Smith, Switzer, Underdal, Vinger.  
Total 13

Excused: Briggs, Fabrega, Fagg, Kemmis, Kitselman, Seifert, Stobie.  
Total 7

Absent or not voting: Donaldson, Nordtvedt.  
Total 2

Representative Dussault moved that SB 328 be concurred in. Motion carried by the following vote:



Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Devlin, Sales, Smith, Switzer.

Total 4

Excused: Briggs, Fabrega, Fagg, Kemmis, Kitselman, Seifert, Stobie.

Total 7

Absent or not voting: None.

Total 0

Representative Nilson moved that SB 310 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Gould, Hannah, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 84

Noes: Burnett, Sales, Smith.

Total 3

Excused: Briggs, Fabrega, Fagg, Kemmis, Kitselman, Seifert, Stobie.

Total 7

Absent or not voting: Feda, Harp, Hemstad, Lund, Shontz, Williams.

Total 6

Representative Phillips excused at this time.

Representative Matsko moved that SB 336 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth,



Roush, Ryan, Sales, Schultz, Shelden, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Briggs, Fabrega, Fagg, Kemmis, Kitselman, Phillips, Seifert, Stobie.

Total 8

Absent or not voting: Lund, Shontz, Winslow.

Total 3

Representative Conn moved that SB 341, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Briggs, Fabrega, Fagg, Kemmis, Kitselman, Phillips, Seifert, Stobie.

Total 8

Absent or not voting: Anderson, Devlin, Harrington, Iverson, Lund, Moore, Schultz.

Total 7

Representative Keedy moved that SB 342 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brown, Conn, Cozzens, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Manuel, McBride, Menahan, Metcalf, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Roush, Sales, Shelden, Shontz, Sivertsen, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 60

Noes: Asay, Bengtson, Burnett, Conroy, Curtiss, Daily, Devlin, Ernst, Feda, Hannah, Hurwitz, Manning, Marks, Matsko, McLane, Meyer, Moore, Neuman, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roth, Ryan, Schultz, Smith, Spilker, Vinger.

Total 29

Excused: Briggs, Fabrega, Fagg, Kemmis, Kitselman, Phillips, Seifert, Stobie.

Total 8

Absent or not voting: Brand, Gould, Lund.

Total 3

Representative McBride moved that SB 350 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Sivertsen, Spilker, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Devlin, Keyser, McLane, Nordtvedt, Shontz, Smith, Switzer, Underdal, Vinger.

Total 9

Excused: Briggs, Fabrega, Fagg, Kemmis, Kitselman, Phillips, Seifert, Stobie.

Total 8

Absent or not voting: Harrington, O'Hara.

Total 2

Representative Roth moved that SB 363, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Briggs, Fabrega, Fagg, Kemmis, Kitselman, Phillips, Seifert, Stobie.

Total 8

Absent or not voting: Cozzens, Daily, Ellerd, Meyer.

Total 4

Representative Moore in the Chair.

Representative Waldron excused at this time.

Representative Bertelsen moved that SB 368 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 88

Noes: None.

Total 0

Excused: Briggs, Fabrega, Fagg, Kemmis, Kitselman, Phillips, Seifert, Stobie, Waldron.

Total 9

Absent or not voting: Cozzens, Keyser, Meyer.

Total 3

Representative Dozier excused at this time.

Representative Andreason moved that SB 370 be concurred in. Motion failed by the following vote:

Ayes: Andreason, Asay, Azzara, Burnett, Conroy, Cozzens, Curtiss, Ellerd, Hannah, Harper, Hart, Holliday, Jacobsen, Kanduch, Lory, McLane, Metcalf, Nordtvedt, Pavlovich, Sales, Wallin.

Total 21

Noes: Abrams, Anderson, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Feda, Gould, Hanson, Harp, Harrington, Hemstad, Huennekens, Hurwitz, Iverson, Jensen, Kennerly, Kessler, Keyser, Kropp, Lund, Manning, Manuel, Marks, Matsko, McBride, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Williams, Winslow, Yardley, Zabrocki.

Total 68

Excused: Briggs, Dozier, Fabrega, Fagg, Kemmis, Kitselman, Phillips, Seifert, Stobie, Waldron.

Total 10

Absent or not voting: Keedy.

Total 1

Representative Spilker moved that SB 370 be not concurred in. Representative Ellerd made a substitute motion that consideration on SB 370 be passed for the day. Motion carried. (60-27)

Representative Dussault moved that consideration on SB 403 and SB 404 be passed for the day. Motion carried.

Representative Andreason in the Chair.

Representatives Harper, Neuman, and Pistoria excused at this time.

Representative Spilker moved that SB 405 be concurred in. Motion carried by the following vote:



Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Quilici, Robbins, Roth, Roush, Sales, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 78

Noes: None.

Total 0

Excused: Briggs, Dozier, Fabrega, Fagg, Harper, Kemmis, Kitselman, Neuman, Phillips, Pistoria, Seifert, Stobie, Waldron.

Total 13

Absent or not voting: Donaldson, Hemstad, Huennekens, Jensen, Marks, Nilson, Ryan, Schultz, Smith.

Total 9

Representative Winslow moved that SB 407 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bergene, Brand, Brown, Conroy, Daily, Devlin, Dussault, Ellerd, Ellison, Eudaily, Feda, Gould, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Quilici, Robbins, Roth, Roush, Schultz, Shelden, Shontz, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 68

Noes: Bennett, Burnett, Cozzens, Curtiss, Hannah, Keyser, Sales, Switzer.

Total 8

Excused: Briggs, Dozier, Fabrega, Fagg, Harper, Kemmis, Kitselman, Neuman, Phillips, Pistoria, Seifert, Stobie, Waldron.

Total 13

Absent or not voting: Bengtson, Bertelsen, Conn, Donaldson, Ernst, Huennekens, Ryan, Sivertsen, Smith, Spilker, Yardley.

Total 11

Representative Ellerd moved that SB 414 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kennerly, Keyser, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 77



Noes: None.

Total 0

Excused: Briggs, Dozier, Fabrega, Fagg, Harper, Kemmis, Kitselman, Neuman, Phillips, Pistoria, Seifert, Stobie, Waldron.

Total 13

Absent or not voting: Curtiss, Donaldson, Eudaily, Jensen, Kessler, Kropp, Moore, Sivertsen, Underdal, Yardley.

Total 10

Representatives Daily, Donaldson, Manuel, and Moore excused at this time.

Representative Mueller moved that SB 424 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Brand, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kennerly, Kessler, Keyser, Lory, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 75

Noes: None.

Total 0

Excused: Briggs, Daily, Donaldson, Dozier, Fabrega, Fagg, Harper, Kemmis, Kitselman, Manuel, Moore, Neuman, Phillips, Pistoria, Seifert, Stobie, Waldron.

Total 17

Absent or not voting: Bergene, Bertelsen, Burnett, Hemstad, Jensen, Keedy, Kropp, Lund.

Total 8

Representative Sivertsen moved that consideration on SB 428 be passed for the day. Motion carried.

Representatives Bardanouve, Devlin, and Hurwitz excused at this time.

Representative Metcalf moved that SB 434, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bertelsen, Brand, Brown, Burnett, Conn, Cozzens, Curtiss, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Kanduch, Keedy, Kennerly, Kessler, Keyser, Lory, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 75

Noes: Jacobsen, Lund.

Total 2

Excused: Bardanouve, Briggs, Daily, Devlin, Donaldson, Dozier, Fabrega, Fagg, Harper, Hurwitz, Kemmis, Kitselman, Manuel, Neuman, Phillips, Pistoria, Seifert, Stobie, Waldron.

Total 19

Absent or not voting: Bergene, Conroy, Jensen, Kropp.

Total 4

Representative Robbins moved that SB 445 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Cozzens, Curtiss, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 76

Noes: Brand.

Total 1

Excused: Bardanouve, Briggs, Daily, Devlin, Donaldson, Dozier, Fabrega, Fagg, Harper, Hurwitz, Kemmis, Kitselman, Manuel, Neuman, Phillips, Pistoria, Seifert, Stobie, Waldron.

Total 19

Absent or not voting: Conroy, Jensen, Kropp, O'Connell.

Total 4

Representative Sales moved that SB 455 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 78

Noes: Oberg.

Total 1

Excused: Bardanouve, Briggs, Daily, Devlin, Donaldson, Dozier, Fabrega, Fagg, Harper, Hurwitz, Kemmis, Kitselman, Manuel, Moore, Neuman, Phillips, Pistoria, Seifert, Stobie, Waldron.

Total 20

Absent or not voting: Jensen.

Total 1

Representative Daily present at this time.

Representatives Conn and Zabrocki excused at this time.

Representative Keedy moved that SB 456, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Cozzens, Curtiss, Daily, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hanson, Harp, Harrington, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley.  
Total 73

Noes: Hannah, Nordtvedt.  
Total 2

Excused: Bardanouve, Briggs, Conn, Devlin, Donaldson, Dozier, Fabrega, Fagg, Harper, Hurwitz, Kemmis, Kitselman, Manuel, Moore, Neuman, Phillips, Pistoria, Seifert, Stobie, Waldron, Zabrocki.  
Total 21

Absent or not voting: Conroy, Hart, Jensen, Smith.  
Total 4

Representative Kanduch excused at this time.

Representative Waldron present at this time.

Representative Metcalf moved that SB 458, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Bergene, Bertelsen, Brand, Brown, Daily, Dussault, Ernst, Eudaily, Hanson, Harrington, Hart, Hemstad, Huennekens, Jensen, Keedy, Kemmis, Kennerly, Kropp, Lory, Manning, McBride, Menahan, Metcalf, Nilson, Oberg, O'Connell, Pavlovich, Robbins, Roush, Shelden, Shontz, Sivertsen, Teague, Vincent, Waldron, Wallin, Williams, Yardley.  
Total 43

Noes: Asay, Bennett, Burnett, Conroy, Cozzens, Curtiss, Ellerd, Ellison, Feda, Gould, Hannah, Harp, Holliday, Iverson, Jacobsen, Kessler, Keyser, Marks, Matsko, McLane, Meyer, Mueller, Nordtvedt, O'Hara, Roth, Ryan, Sales, Schultz, Smith, Spilker, Switzer, Thoft, Underdal, Vinger, Winslow.  
Total 35

Paired: Kemmis, Aye; Burnett, No.

Excused: Bardanouve, Briggs, Conn, Devlin, Donaldson, Dozier, Fabrega, Fagg, Harper, Hurwitz, Kanduch, Kitselman, Manuel, Moore, Neuman, Phillips, Pistoria, Seifert, Stobie, Zabrocki.  
Total 20

Absent or not voting: Lund, Quilici.  
Total 2

That the Committee rise and report. (Andreason, Chairman). Representative Andreason moved the adoption of the Committee of the Whole Report. Representative Brand made a substitute motion to segregate SB 320 from the committee report. Motion carried. (67-5) Representative Jacobsen made a substitute motion to segregate SB 434 from the committee report. Motion failed. (21-52) Thereupon, the Committee of the Whole Report, as amended, was adopted. (72-3)

**MOTIONS**

Representative Spilker moved that the House temporarily suspend the 30-minute lobbyist rule because a meeting has been scheduled in the House chamber at 2:00 p.m. Motion carried unanimously.

Representative Spilker moved that the House adjourn until 3:00 p.m., March 23, 1981.

Motion carried.

House adjourned at 1:37 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk





## SIXTY-FOURTH LEGISLATIVE DAY

Helena, Montana  
March 23, 1981

House Chambers  
Capitol Building

House convened at 3:10 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Hurwitz, Kessler, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Sixty-third Legislative Day, find the same to be correct.

SPILKER, Chairman

### REPORTS OF STANDING COMMITTEES

#### BILLS (Spilker, Chairman):

3/23/81

Correctly printed - HJR 47.

Considered correctly engrossed - HB 292.

Correctly enrolled - HB 91, HB 95, HB 100, HB 154, HB 172, HB 201, HB 271, HB 288, HB 324, HB 346, HB 358, HB 404, HB 466, HB 468, HB 593, HB 598, HB 632, HB 637, HB 812, HJR 16, HJR 32.

Signed by the Speaker at 10:30 a.m., 3/23/81 - HB 449.

Examined by the sponsor (Asay) and found to be correct - HB 91, HB 598.

Examined by the sponsor (Bardanoue) and found to be correct - HB 100.

Examined by the sponsor (Brand) and found to be correct - HB 154.

Examined by the sponsor (Donaldson) and found to be correct - HB 172.

Examined by the sponsor (Sivertsen) and found to be correct - HB 201, HB 632.

Examined by the sponsor (Thoft) and found to be correct - HB 271, HB 468.

Examined by the sponsor (Fabrega) and found to be correct - HB 288.

Examined by the sponsor (Burnett) and found to be correct - HB 324.

Examined by the sponsor (Jensen) and found to be correct - HB 346.

Examined by the sponsor (Manning) and found to be correct - HB 358.

Examined by the sponsor (Keedy) and found to be correct - HB 404.

Examined by the sponsor (Ellison) and found to be correct - HB 466.

Examined by the sponsor (Gould) and found to be correct - HB 593.

Examined by the sponsor (Andreason) and found to be correct - HB 637.

Examined by the sponsor (Lund) and found to be correct - HB 812.

Examined by the sponsor (Devlin) and found to be correct - HJR 16.

Examined by the sponsor (Kanduch) and found to be correct - HJR 32.

#### HUMAN SERVICES (Gould, Chairman):

3/19/81

SB 390, third reading copy, be amended as follows:

1. Title, lines 8 and 9.

Following: "REQUIREMENT;" on line 8

Strike: "DELETING THE MANDATORY CONTINUING EDUCATION REQUIREMENT;"

2. Title, lines 11 and 12.

Following: "MCA;" on line 11

Strike: "REPEALING SECTIONS 37-7-304 AND 37-7-305, MCA;"

3. Page 7, line 4.

Following: "and"

Strike: "one member"

Insert: "two members"

4. Page 10, lines 23 and 24.

Strike: section 6 in its entirety

Renumber: subsequent section

And, as amended, be concurred in. Report adopted.

LOCAL GOVERNMENT (Bertelsen, Chairman):

3/21/81

SB 115, third reading copy, be amended as follows:

1. Page 3, line 20.

Following: "fee."

Insert: "Following the hearing the commissioners may adopt the proposed fee or a different fee."

2. Page 4, lines 5 through 7.

Following: "provided"

Strike: "written" through "district" on line 7

Insert: "a public hearing has been held if written protest has been made as provided in 7-13-211. An increase in fees may not be approved and implemented unless notice of such increase is given as provided in 7-13-208 and opportunity for protest is allowed as provided in 7-13-209 and 7-13-211"

And, as amended, be concurred in. Report adopted.

NATURAL RESOURCES (Iverson, Chairman):

3/20/81

SB 367, be concurred in. Report adopted.

TAXATION (Nordtvedt, Chairman):

3/17/81

HB 155, introduced bill, be amended as follows:

1. Title, lines 5 through 8.

Following: "PROGRAM" on line 5

Strike: remainder of line 5 through "THEM;" on line 8

2. Title, line 9.

Following: "BY"

Strike: "LOWERING"

Insert: "ELIMINATING"

Following: "LEVY"

Insert: "ON CERTAIN VEHICLES"

3. Title, line 11.

Following: "15-1-501,"

Strike: "15-35-108, 17-5-408,"

4. Page 2, line 7.

Following: "~~Seventy-five~~"

Strike: "Sixty"

Insert: "Seventy-one"

5. Page 2, line 14.

Following: "25%"

Strike: "40%"

Insert: "29%"

6. Page 2, line 24 through line 8 on page 7.

Strike: sections 2 and 3 in their entirety

Renumber: subsequent sections

7. Page 7, line 14.

Following: "25"

Strike: "18"

Insert: "25"

8. Page 7, line 15.

Following: "county"

Insert: ", excluding vehicles and light trucks with a GVW capacity of three-quarter ton or less,"

9. Page 8, line 3.

Following: "25"

Strike: "18"

Insert: "25"

10. Page 9, line 17.

Following: "15"

Strike: "12"

Insert: "15"

11. Page 9, line 18.

Following: "county"

Insert: ", excluding vehicles and light trucks with a GVW capacity of three-quarter ton or less,"

12. Page 10, line 6.

Following: "15"

Strike: "12"

Insert: "15"

13. Page 11, line 13.

Following: "25%"

Strike: "40%"

Insert: "29%"

14. Page 11, line 15.

Following: "25%"

Strike: "40%"

Insert: "29%"

15. Page 12, line 3.

Following: "and"

Insert: "and"

16. Page 12, lines 4 through 6.

Strike: "(g)" through "15-3-108(1); and"

Reletter: subsequent subsection

And, as amended, do pass. Report adopted.

SB 107, third reading copy, be amended as follows:

3/21/81

1. Page 2, line 15.

Following: "[SECTION]"

Strike: "7"

Insert: "2"

2. Page 3.

Following: line 15

Insert: "(b) The court shall exclude a taxpayer from an action brought pursuant to [section 1] if the person bringing the action



publishes notice as provided in subsection (3) of this section and the taxpayer requests to be excluded by the date specified in the notice."

Reletter: subsequent subsection

3. Page 3, line 16.

Following: "UNDER"

Strike: "THIS SUBSECTION"

Insert: "subsection (3) of this section"

And, as amended, be concurred in. Report adopted.

## REPORTS OF SELECT COMMITTEES

### FREE CONFERENCE COMMITTEE

#### ON SENATE BILL NO. 72

Report No. 1, March 18, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on Senate Bill No. 72, met March 18, 1981, and considered:

House Committee on State Administration amendments, dated March 5, 1981.

We recommend that:

The Senate accede to the House amendments with the following exception:

Amendment number 6 be amended to read:

6. Page 3.

Following: line 14

Insert: "Section 2. Section 13-27-315, MCA, is amended to read:

"13-27-315. Statements by attorney general on issues referred by legislature. (1) Upon receipt of a copy of a ballot form under 13-27-310(2) for an issue proposed by the legislature, the attorney general shall order a fiscal note as provided in 13-27-312(1) if the issue has an effect on the revenues, expenditures, or the fiscal liability of the state. At the same time the explanatory statement is prepared under subsection (2), the attorney general shall prepare a fiscal statement of no more than 50 words to be forwarded to the secretary of state at the same time as the explanatory statement.

(1)(2) At the same time the attorney general, pursuant to 13-27-313, informs the secretary of state of the approval or rejection of a ballot form for an issue proposed by the legislature, the attorney general shall forward to the secretary of state a statement, not exceeding 100 words, expressing a true and impartial explanation of the purpose of the measure in plain, easily understood language. The statement may not be an argument and may not be written to create a prejudice for or against the issue. The statement prepared under this section is known as the attorney general's explanatory statement.

(2)(3) If statements of the implication of a vote for or against a ballot issue have not been provided by the legislature, the attorney general shall prepare the statements. Requirements for statements of implication for ballot issues referred by the legislature are the same as those provided in 13-27-312 for other ballot issues. Statements of implication prepared by the attorney general must be

returned to the secretary of state no later than the time specified for approval of the ballot form.””

Renumber: subsequent sections

Senate Bill No. 72, reference copy, be further amended as indicated in the clerical instructions.

The Free Conference Committee Report on Senate Bill No. 72 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Page 2, line 18.

Following: “than”

Strike: “25”

Insert: “50”

2. Page 2, line 20.

Following: “than”

Strike: “25”

Insert: “50”

3. Page 4, line 1.

Following: “than”

Strike: “25”

Insert: “50”

FOR THE HOUSE:

Feda  
Spilker  
Kanduch

FOR THE SENATE:

Galt  
Hazelbaker  
Hafferman

#### MESSAGES FROM THE OTHER HOUSE

House Amendments to Senate Bills concurred in: 3/21/81

House Amendments to Senate Bill No. 120, introduced by Ochsner, Hager, Lee

House Amendments to Senate Bill No. 144, introduced by Hazelbaker

House Amendments to Senate Bill No. 427, introduced by S. Brown, Himsel

House Bills and House Joint Resolutions concurred in and returned to the House: 3/21/81

House Bill No. 15, introduced by Donaldson, Thoft, Bengtson

House Bill No. 35, introduced by Donaldson, Thoft, Bengtson

House Bill No. 284, introduced by Fabrega, Hager

House Bill No. 409, introduced by Keyser, Keedy, Pavlovich, et al.

House Bill No. 411, introduced by Burnett, Brand

House Bill No. 435, introduced by Dozier

House Bill No. 462, introduced by Seifert, Moore

House Bill No. 492, introduced by Fabrega, Hemstad, Meyer

House Bill No. 525, introduced by Ellerd

House Bill No. 528, introduced by Metcalf, Wallin

House Bill No. 535, introduced by Huennekens

House Bill No. 537, introduced by Huennekens

House Bill No. 630, introduced by Sales, Ellerd

House Bill No. 748, introduced by Meyer, Hazelbaker, Harp

House Bill No. 749, introduced by Meyer, Hazelbaker, Harp

House Joint Resolution No. 19, introduced by Bertelsen, Dussault, Bennett, Asay

House Joint Resolution No. 22, introduced by Bennett, Harp, Sales, et al.

House Bills concurred in as amended and returned to the House for concurrence in Senate Amendments: 3/21/81

House Bill No. 367, introduced by Dussault, B. Brown, Bengtson, et al.

House Bill No. 550, introduced by Kemmis, Van Valkenburg, Dozier, Yardley

House Bill No. 573, introduced by Nordtvedt

House Bill No. 607, introduced by D. Brown, Quilici, Keedy, Harp

House Bill No. 621, introduced by Meyer, M. Anderson, Fabrega

House Bill No. 636, introduced by Feda, Wallin, Ernst, Hurwitz, et al.

House Bill No. 702, introduced by Winslow

House Bill No. 740, introduced by Switzer, Devlin, Donaldson, et al.

House Bill No. 819, introduced by Bengtson

### MOTIONS

Representative Moore moved that SB 458 be taken from engrossing and rereferred to the Committee on Appropriations. Motion carried. (54-39)

Representative Meyer moved that SB 342 be taken from Third Reading and placed on Second Reading for the purpose of amendment to provide for an immediate effective date. Motion carried.

Representative Andreason moved that consideration on SB 370 be passed until the 67th legislative day for the purpose of amendment. Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following bills were introduced, read first time and referred to committees:

HB 851, introduced by Bardanouve, Roth, Briggs, Neuman, Shelden, Williams, Moore, Dussault, Kennerly, D. Brown, McBride, Yardley, Oberg, Lory, Marks, Quilici, Hemstad, Manuel, Bengtson, Galt, Shontz, Sales, Kropp, Schultz, Burnett, R. Manning, Huennekens, Eudaily, Menahan, Ellison, Kitselman, (By Request of the Governor).  
Referred to Committee on Appropriations.

HB 852, introduced by Nordtvedt. Referred to Committee on Taxation.

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 292 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McLane, Meyer, Moore, Nilson, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki, Mr. Speaker.

Total 67

Noes: Azzara, Bardanouve, Bertelsen, Brand, Daily, Dozier, Dussault, Harper, Harrington, Hart, Huennekens, Kemmis, Kennerly, Manning, McBride, Menahan, Metcalf, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, Pavlovich, Quilici, Shelden, Spilker, Teague, Vincent, Waldron, Williams, Yardley.

Total 31

Excused: Hurwitz, Kessler.

Total 2

Absent or not voting: None.

Total 0

Senate Bill No. 137, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Hurwitz, Kessler.

Total 2

Absent or not voting: None.

Total 0

Representative Hurwitz present at this time.

Senate Bill No. 226 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bennett, Bergene, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith,



Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 66

Noes: Azzara, Bardanouve, Bengtson, Brand, Brown, Daily, Dozier, Harper, Harrington, Hart, Huennekens, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Roush, Shelden, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 33

Paired: Fagg, Aye; Kessler, No.

Excused: None.

Total 0

Absent or not voting: Bertelsen.

Total 1

Senate Bill No. 245 was concurred in by the following vote:

Ayes: Abrams, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Teague, Thoft, Underdal, Vinger, Waldron, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Anderson, Azzara, Bennett, Curtiss, Daily, Dussault, Hemstad, Kemmis, McLane, Nordtvedt, Quilici, Ryan, Smith, Switzer, Vincent, Wallin, Williams.

Total 17

Excused: Kessler.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 255, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 93

Noes: Dozier, Harrington, Huennekens, Kennerly, Pavlovich, Zabrocki.

Total 6

Excused: Kessler.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 275 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Vinger.

Total 1

Excused: Kessler.

Total 1

Absent or not voting: Shontz.

Total 1

Senate Bill No. 276 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Feda, Gould, Hannah, Hanson, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Keyser, Kitselman, Kropp, Lund, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 67

Noes: Bardanouve, Bergene, Bertelsen, Brand, Brown, Dozier, Dussault, Eudaily, Fagg, Harp, Harper, Huennekens, Keedy, Kennerly, Lory, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, Robbins, Shelden, Teague, Vincent, Waldron, \*Williams, Yardley, Zabrocki.

Total 31

Excused: Kessler.

Total 1

Absent or not voting: Shontz.

Total 1

\*Representative Williams moved that his vote be changed from yes to no. Motion carried unanimously.

Senate Bill No. 279 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iversen, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.  
Total 88

Noes: Brand, Harp, Huennekens, Mueller, O'Connell, Pistoria, Underdal, Vinger, Zabrocki.  
Total 9

Excused: Kessler.  
Total 1

Absent or not voting: Hurwitz, Shontz.  
Total 2

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Conn in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Neuman moved that SB 156, third reading copy, be amended as follows:

1. Page 7.

Following: line 12

Insert: "(4) A producer is exempt from the assessment levied by this section for a period of one year if he files a written statement of his desire not to pay the assessment with the person to whom the milk is sold in commercial channels and with the committee. The producer must review his exemption by filing the written statement each year."

Renumber: subsequent subsection

Amendment passed by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Ernst, Eudaily, Fabrega, Hannah, Huennekens, Jacobsen, Jensen, Kanduch, Kemmis, Keyser, Kitselman, Kropp, Lund, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nordtvedt, Phillips, Pistoria, Robbins, Roth, Ryan, Seifert, Shelden, Shontz, Sivertsen, Smith, Stobie, Teague, Thoft, Vincent, Waldron, Wallin, Yardley.  
Total 50

Noes: Anderson, Bengtson, Bennett, Brand, Conroy, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Gould, Hanson, Harper, Harrington,



Hart, Hemstad, Holliday, Keedy, Kennerly, Lory, Manning, Manuel, Menahan, Moore, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Quilici, Roush, Sales, Schultz, Spilker, Switzer, Underdal, Vinger, Williams, Zabrocki.

Total 40

Excused: Kessler.

Total 1

Absent or not voting: Andreason, Bergene, Devlin, Fagg, Fedá, Harp, Hurwitz, Iverson, Winslow.

Total 9

Representative Bengtson moved that SB 156, as amended, be concurred in. Representative Jensen made a substitute motion that SB 156, as amended, be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Azzara, Bergene, Briggs, Brown, Burnett, Cozzens, Devlin, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hannah, Hanson, Huennekens, Hurwitz, Jensen, Kanduch, Keedy, Kennerly, Keyser, Kropp, Lund, Marks, Matsko, McBride, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Pavlovich, Phillips, Robbins, Roth, Ryan, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Yardley.

Total 54

Noes: Anderson, Asay, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Conn, Conroy, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Gould, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Jacobsen, Kemmis, Kitselman, Lory, Manning, Manuel, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pistoria, Quilici, Roush, Sales, Schultz, Teague, Waldron, Williams, Zabrocki.

Total 44

Excused: Kessler.

Total 1

Absent or not voting: Iverson.

Total 1

Representative Kitselman moved that SB 239, as amended, be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Daily, Devlin, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Schultz, Seifert, Shontz, Spilker, Stobie, Switzer, Thoft, Vincent, Waldron, Wallin, Williams.

Total 66

Noes: Abrams, Asay, Bardanouve, Cozzens, Dozier, Dussault, Ernst, Hannah, Huennekens, Keyser, Marks, Menahan, Neuman, Nordtvedt, O'Hara, Roth, Sales, Shelden, Smith, Teague, Underdal, Vinger, Winslow, Yardley, Zabrocki.

Total 25

Excused: Kessler.

Total 1



Absent or not voting: Burnett, Curtiss, Donaldson, Hurwitz, Iverson, Manuel, Quilici, Sivertsen.

Total 8

Representatives Sivertsen and Waldron excused at this time.

Representative Conroy moved that SB 278 be concurred in. Motion failed by the following vote:

Ayes: Abrams, Bennett, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fedá, Hannah, Hurwitz, Iverson, Jacobsen, Kanduch, Keyser, Kropp, Manuel, Marks, Matsko, McLane, Meyer, Moore, Nordtvedt, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Wallin, Winslow.

Total 48

Noes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Conn, Dozier, Dussault, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jensen, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, McBride, Menahan, Metcalf, Mueller, Neuman, Nilson, Oberg, O'Connell, Phillips, Roush, Schultz, Shelden, Teague, Thofo, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 52

Paired: Burnett, Marks, Sivertsen, Ayes; Fagg, Kessler, Waldron, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Fagg moved that SB 278 be not concurred in. Motion carried by the following vote:

Ayes: Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Conn, Dozier, Dussault, Eudaily, Fabrega, Fagg, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, McBride, Menahan, Metcalf, Mueller, Neuman, Nilson, Oberg, O'Connell, Phillips, Roush, Schultz, Shelden, Teague, Thofo, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 51

Noes: Abrams, Andreason, Bennett, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fedá, Gould, Hannah, Hurwitz, Iverson, Kanduch, Keyser, Kropp, Manuel, Marks, Matsko, McLane, Meyer, Moore, Nordtvedt, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Wallin, Winslow.

Total 49

Paired: Fagg, Kessler, Waldron, Ayes; Burnett, Marks, Sivertsen, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

That the Committee rise and report. (Conn, Chairman). Representative Conn moved the adoption of the Committee of the Whole Report. Representative Kitselman made a substitute motion to segregate SB 239 from

the committee report and that, as amended, report be adopted. Motion carried. (72-20)

Representative Fagg moved that the House adjourn until 3:00 p.m., March 24, 1981.

Motion carried.

House adjourned at 6:25 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk



## SIXTY-FIFTH LEGISLATIVE DAY

Helena, Montana  
March 24, 1981

House Chambers  
Capitol Building

House convened at 3:10 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Dussault, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Sixty-fourth Legislative Day, find the same to be correct.

SPILKER, Chairman

### REPORTS OF STANDING COMMITTEES

#### BILLS (Spilker, Chairman):

3/24/81

Correctly printed - HB 155.

Correctly enrolled - HB 16, HB 35, HB 67, HB 99, HB 106, HB 284, HB 286, HB 296, HB 405, HB 409, HB 411, HB 435, HB 439, HB 452, HB 457, HB 462, HB 494, HB 528, HB 534, HB 535, HB 537, HB 547, HB 630, HB 681, HB 690, HJR 19, HJR 22.

Examined by the sponsor (Quilici) and found to be correct - HB 16.

Examined by the sponsor (Fabrega) and found to be correct - HB 67, HB 285, HB 286.

Examined by the sponsor (Daily) and found to be correct - HB 99.

Examined by the sponsor (Switzer) and found to be correct - HB 106.

Examined by the sponsor (Nordtvedt) and found to be correct - HB 296.

Examined by the sponsor (Keedy) and found to be correct - HB 405.

Examined by the sponsor (Waldron) and found to be correct - HB 439.

Examined by the sponsor (Meyer) and found to be correct - HB 452.

Examined by the sponsor (Curtiss) and found to be correct - HB 494.

Examined by the sponsor (Stobie) and found to be correct - HB 522.

Examined by the sponsor (Huennekens) and found to be correct - HB 534.

Examined by the sponsor (Smith) and found to be correct - HB 547.

Examined by the sponsor (Sales) and found to be correct - HB 630.

Examined by the sponsor (Sivertsen) and found to be correct - HB 681.

Examined by the sponsor (Keyser) and found to be correct - HB 690.

Examined by the sponsor (Bennett) and found to be correct - HJR 22.

Signed by the Speaker at 6:59 p.m., 3/23/81 - HB 91, HB 100, HB 288, HB 358, HB 404, HB 468, HB 598, HB 637, HJR 32.

Signed by the Speaker at 7:06 p.m., 3/23/81 - HB 201, HB 271, HB 324, HB 346, HB 466, HB 593, HB 812.

Signed by the Speaker at 7:57 p.m., 3/23/81 - HB 154, HB 172, HB 632, HJR 16.

Delivered to the Governor for his approval at 11:45 a.m., 3/24/81 - HB 449.

#### LOCAL GOVERNMENT (Bertelsen, Chairman):

3/21/81

SB 131, be not concurred in.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier,



Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Huennekens, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Schultz, Shontz, Sivertsen, Smith, Spilker, Switzer, Underdal, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 72

Noes: Abrams, Andreason, Bertelsen, Brand, Donaldson, Ellerd, Hemstad, Holliday, Kanduch, McLane, Moore, Neuman, Nilson, Oberg, Pistoria, Sales, Seifert, Shelden, Teague, Thoft, Vincent, Vinger.

Total 22

Excused: Dussault.

Total 1

Absent or not voting: Azzara, Hurwitz, Kennerly, Quilici, Stobie.

Total 5

SB 133, be not concurred in. Representative Bertelsen moved the adoption of the Adverse Committee Report. Representative Gould made a substitute motion that SB 133 be placed on Second Reading. Motion failed. (44-56) Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bergene, Brand, Briggs, Burnett, Conn, Conroy, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hannah, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jensen, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Hara, Phillips, Robbins, Roush, Schultz, Shelden, Shontz, Smith, Spilker, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 65

Noes: Anderson, Andreason, Bennett, Bertelsen, Cozzens, Curtiss, Daily, Devlin, Ellison, Gould, Harp, Hemstad, Jacobsen, Kanduch, Manuel, McLane, Moore, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Roth, Ryan, Sales, Seifert, Sivertsen, Stobie, Switzer, Teague, Underdal, Vinger.

Total 32

Paired: Dussault, Aye; Andreason, No.

Excused: None.

Total 0

Absent or not voting: Brown, Hurwitz, Kessler.

Total 3

#### APPROPRIATIONS (Lund, Chairman):

3/24/81

HB 560, introduced bill, be amended as follows:

1. Page 1, line 20.  
Following: "fund,"  
Strike: "\$242,404.36"  
Insert: "\$242,809.18"

And, as amended, do pass. Report adopted.

HB 655, introduced bill, be amended as follows:

1. Page 2, line 4.

Following: "~~50~~"  
 Strike: "~~70~~"  
 Insert: "~~60~~"  
 Following: "~~55~~"  
 Strike: "~~85~~"  
 Insert: "~~65~~"

2. Page 2, line 11.  
 Following: "~~50~~"  
 Strike: "~~70~~"  
 Insert: "~~60~~"  
 Following: "~~55~~"  
 Strike: "~~85~~"  
 Insert: "~~65~~"

And, as amended, do pass. Report adopted.

STATE ADMINISTRATION (Fedra, Chairman):

3/23/81

SB 109, third reading copy, be amended as follows:

1. Title, line 8.  
 Following: ","  
 Insert: "TO PROVIDE THAT OFFICIAL RULEMAKING IS INCLUDED IN THE DEFINITION OF LOBBYING;"
2. Title, lines 9 and 10.  
 Following: "," on line 9  
 Strike: "AND" through "," on line 10
3. Page 1, line 24.  
 Following: "ITS"  
 Strike: "OFFICER"  
 Insert: "officers"
4. Page 2, line 11.  
 Following: "capacity"  
 Insert: "or an elected official"
5. Page 2, line 14.  
 Following: "OFFICIAL"  
 Insert: "rulemaking"
6. Page 2, line 15.  
 Following: "OFFICIAL"  
 Insert: "rulemaking"
7. Page 3, line 14.  
 Following: "LEGISLATION"  
 Insert: "or rulemaking activity"
8. Page 9, line 4.  
 Following: "(XII)"  
 Strike: "GRANTS, OF"  
 Insert: "any grant,"  
 Following: "PORTION"  
 Insert: "of which"

And, as amended, be concurred in. Report adopted.

SB 298, third reading copy, be amended as follows:

1. Title, line 6.  
 Following: "LEGISLATURE"

Strike: "OR" through "COMMITTEE"

2. Page 1, line 10.

Following: "No"

Strike: remainder of line 10

3. Page 1, line 11.

Following: "rule"

Insert: "is valid"

4. Page 1, line 13.

Following: "house"

Strike: "or any standing committee"

Following: "legislature"

Insert: "during the two previous legislative sessions"

5. Page 1, line 16.

Following: "OBJECTS"

Insert: "in writing"

6. Page 1, line 20.

Following: ".,"

Insert: "or"

7. Page 2.

Following: line 1

Insert: "Section 2. Section 2-4-305, MCA, is amended to read:

"2-4-305. Requisites for validity — authority and statement of reasons.""

Subsections (1) through (5) remain unchanged. Subsection (6) is amended as follows:

"(6) No rule is valid unless adopted in substantial compliance with 2-4-302 or 2-4-303 and [section 1] and this section and unless notice of adoption thereof is published within 6 months of the publishing of notice of the proposed rule."

Renumber: subsequent section

And, as amended, be concurred in. Report adopted.

SB 354, be concurred in. Report adopted.

SB 432, be concurred in. Report adopted.

SB 442, third reading copy, be amended as follows:

1. Title, line 9.

Following: ".,"

Strike: "AND"

Following: "MCA"

Insert: "., AND PROVIDING AN EFFECTIVE DATE"

2. Page 2, line 4.

Following: "shall"

Insert: "meet or exceed the safety codes required by recognized professional boxing and wrestling organizations and"

3. Page 2, line 14.

Following: "bond"

Insert: "or cash deposit"

4. Page 2, line 17.

Following: "bond"

Insert: "or deposit"

5. Page 3.

Following: line 19

Insert: "Section 3. Effective date. This act is effective July 1, 1981."

And, as amended, be concurred in. Report adopted.

SJR 25, third reading copy, be amended as follows:

1. Page 2, line 1.

Following: "districts"

Strike: ","

Insert: " ; and"

2. Page 2.

Following: line 1

Insert: "WHEREAS, the 1979 Montana Legislature contributed to the counties' financial burden by requiring school districts to fund retirement costs for special education personnel through the county-wide property tax."

And, as amended, be concurred in. Report adopted.

TAXATION (Nordtvedt, Chairman):

3/23/81

HB 428, introduced bill, be amended as follows:

1. Title, line 7.

Following: "MAIL;"

Insert: "ADJUSTING THE PERCENTAGE LIMITS ON CERTAIN FINANCIAL ACTIVITIES BY LOCAL GOVERNMENTS BECAUSE OF THE CHANGE IN TAX BASE;"

Following: "SECTIONS"

Insert: "7-1-2111, 7-3-1321, 7-6-2211, 7-6-4121, 7-6-4254, 7-7-107, 7-7-108, 7-7-2101, 7-7-2203, 7-7-4201, 7-7-4202, 7-13-4103, 7-14-236, 7-14-2524, 7-14-2525, 7-14-4402, 7-16-2327, 7-16-4104, 7-31-106, 7-31-107, 7-34-2131,"

2. Title, line 8.

Following: "15-6-140,"

Insert: "15-8-201, 15-8-202, 19-11-503, 19-11-504, 20-9-406, 20-9-502,"

3. Title, line 9.

Following: line 8

Strike: "AND"

Following: "61-3-509,"

Insert: "AND 85-7-2001,"

4. Page 1, line 15.

Following: "~~automobiles~~;"

Strike: "buses; and"

5. Page 1, line 18.

Following: "tons"

Insert: ", and buses"

6. Page 8, lines 22 through 24.

Following: "trucks" on line 22

Strike: line 22 through "shall" on line 24

Insert: " ,"

7. Page 9, line 5.

Following: "mail, the"

Strike: "department"



Insert: "county treasurer"

8. Page 9, line 6.

Following: "shall"

Strike: "notify the motor vehicle division of the department of justice; the division shall then"

9. Page 9, lines 8 through 10.

Following: "owner." on line 8

Strike: remainder of lines 8 through 10 in their entirety

10. Page 9, line 13.

Following: "tax of"

Strike: "\$15 plus 2 1/2 %"

Insert: "3 1/2 %"

11. Page 9, line 15.

Following: "recent"

Insert: ", comprehensive, semiannual"

12. Page 9, line 18.

Following: "recent"

Insert: ", comprehensive, semiannual"

13. Page 9, line 21.

Following: "The"

Strike: "department of revenue and"

Following: "county"

Strike: "treasurers"

Insert: "treasurer"

14. Page 9, line 22 through line 6 on page 10.

Following: "10]" on line 22

Strike: remainder of line 22 through "distributed" on line 6 on page 10

Following: "to" on line 6 on page 10

Strike: "the"

15. Page 10, line 7.

Following: "registered"

Strike: "to be allocated"

16. Page 10.

Following: line 8

Strike: "that taxing jurisdiction"

Insert: "the county"

17. Page 10.

Following: line 14

Insert: "Section 13. Section 15-8-201, MCA, is amended to read:

"15-8-201. General assessment day. (1) The department of revenue or its agent must, between January 1 and the second Monday of July in each year, ascertain the names of all taxable inhabitants and assess all property subject to taxation in each county. The department or its agent must assess property to the person by whom it was owned or claimed or in whose possession or control it was at midnight of January 1 next preceding. It must also ascertain and assess all mobile homes arriving in the county after midnight of January 1 next preceding. No mistake in the name of the owner or supposed owner of real property, however, renders the assessment invalid.

- (2) The procedure provided by this section may not apply to:
- (a) motor vehicles that are required by 15-8-202 to be assessed on January 1 or upon their anniversary registration date;
  - (b) automobiles and trucks having a rated capacity of three-quarters of a ton or less;
  - ~~(b)~~(c) motor homes and travel trailers subject to a fee in lieu of property tax;
  - ~~(e)~~(d) livestock;
  - ~~(d)~~(e) property defined in 61-1-104(2) as "special mobile equipment" that is subject to assessment for personal property taxes on the date that application is made for a special mobile equipment plate; and
  - ~~(e)~~(f) mobile homes held by a distributor or dealer of mobile homes as a part of his stock-in-trade.
- (3) Credits must be assessed as provided in 15-1-101(1)(c)."

Section 14. Section 15-8-202, MCA, is amended to read:

"15-8-202. Motor vehicle assessment. (1) (a) The department or its agent must, in each year, ascertain and assess all motor vehicles other than automobiles, trucks having a rated capacity of three-quarters of a ton or less, motor homes, travel trailers, or mobile homes in each county subject to taxation as of January 1 or as of the anniversary registration date of those vehicles subject to 61-3-313 through 61-3-316 and 61-3-501. The motor vehicles shall be assessed in each year to the persons by whom owned or claimed or in whose possession or control they were at midnight of January 1 or the anniversary registration date thereof, whichever is applicable.

(b) No tax may be assessed against motor vehicles subject to taxation that constitute inventory of motor vehicle dealers as of January 1. These vehicles and all other motor vehicles subject to taxation brought into the state subsequent to January 1 as motor vehicle dealers' inventories shall be assessed to their respective purchasers as of the dates the vehicles are registered by the purchasers.

(c) "Purchasers" includes dealers who apply for registration or reregistration of motor vehicles, except as otherwise provided by 61-3-502.

(d) Goods, wares, and merchandise of motor vehicle dealers, other than new motor vehicles and new mobile homes, shall be assessed at market value as of January 1.

(2) In all cases where taxes or a fee in lieu of tax were required to be paid, the applicant for registration or reregistration of a motor vehicle, other than a mobile home, is not relieved of the duty of paying taxes or the fee in lieu of tax if the taxes or fees have not been paid by a prior applicant or owner."

Section 15. Section 7-1-2111, MCA, is amended to read:

"7-1-2111. Classification of counties. (1) For the purpose of regulating the compensation and salaries of all county officers, not otherwise provided for, and for fixing the penalties of officers' bonds, the several counties of this state shall be classified according

to that percentage of the true and full valuation of the property therein upon which the tax levy is made, as follows:

~~(1)~~(a) first class—all counties having such a taxable valuation of \$50 million or over;

(2)(b) second class—all counties having such a taxable valuation of more than \$30 million and less than \$50 million;

(3)(c) third class—all counties having such a taxable valuation of more than \$20 million and less than \$30 million;

(4)(d) fourth class—all counties having such a taxable valuation of more than \$15 million and less than \$20 million;

(5)(e) fifth class—all counties having such a taxable valuation of more than \$10 million and less than \$15 million;

(6)(f) sixth class—all counties having such a taxable valuation of more than \$5 million and less than \$10 million;

~~(7)~~(g) seventh class—all counties having such a taxable valuation of less than \$5 million.

(2) As used in this section, taxable valuation means the taxable value of taxable property in the county as of the time of determination plus that portion of the taxable value of the county on December 31, 1981, attributable to automobiles and trucks having a rated capacity of three-quarters of a ton or less."

Section 16. Section 7-3-1321, MCA, is amended to read:

"7-3-1321. Authorization to incur indebtedness — limitation. (1) The consolidated municipality may borrow money or issue bonds for any municipal purpose to the extent and in the manner provided by the constitution and laws of Montana for the borrowing of money or issuing of bonds by counties and cities and towns.

(2) The municipality ~~shall~~ may not become indebted in any manner or for any purpose to an amount, including existing indebtedness, in the aggregate exceeding ~~5%~~ 28% of the taxable value of the taxable property therein, as ascertained by the last assessment for state and county taxes prior to incurring such indebtedness. All warrants, bonds, or obligations in excess of such amount given by or on behalf of the municipality shall be void."

Section 17. Section 7-6-2211, MCA, is amended to read:

"7-6-2211. Authorization to conduct county business on a cash basis. (1) In case the total indebtedness of a county, lawful when incurred, exceeds the limit of ~~18%~~ 22.5% established in 7-7-2101 by reason of great diminution of taxable value, the county may conduct its business affairs on a cash basis and pay the reasonable and necessary current expenses of the county out of the cash in the county treasury derived from its current revenue and under such restrictions and regulations as may be imposed by the board of county commissioners of the county by a resolution duly adopted and included in the minutes of the board.

(2) Nothing in this section restricts the right of the board to make the necessary tax levies for interest and sinking fund purposes, and nothing in this section affects the right of any creditor of the county to pursue any remedy now given him by law to obtain payment of his claim."



Section 18. Section 7-6-4121, MCA, is amended to read:

"7-6-4121. Authorization to conduct municipal business on a cash basis. (1) In case the total indebtedness of a city or town has reached ~~41%~~ 17% of the total taxable value of the property of the city or town subject to taxation, as ascertained by the last assessment for state and county taxes, the city or town may conduct its affairs and business on a cash basis as provided by subsection (2).

(2) (a) Whenever a city or town is conducting its business affairs on a cash basis, the reasonable and necessary current expenses of the city or town may be paid out of the cash in the city or town treasury and derived from its current revenues, under such restrictions and regulations as the city or town council may by ordinance prescribe.

(b) In the event that payment is made in advance, the city or town may require a cash deposit as collateral security and indemnity, equal in amount to such payment, and may hold the same as a special deposit with the city treasurer or town clerk, in package form, as a pledge for the fulfillment and performance of the contract or obligation for which the advance is made.

(c) Before the payment of the current expenses mentioned above, the city or town council shall first set apart sufficient money to pay the interest upon its legal, valid, and outstanding bonded indebtedness and any sinking funds therein provided for and shall be authorized to pay all valid claims against funds raised by tax especially authorized by law for the purpose of paying such claims."

Section 19. Section 7-6-4254, MCA, is amended to read:

"7-6-4254. Limitation on amount of emergency budgets and appropriations. (1) The total of all emergency budgets and appropriations made therein in any one year and to be paid from any city fund ~~shall~~ may not exceed ~~25%~~ 38% of the total amount which could be produced for such city fund by a maximum levy authorized by law to be made for such fund, as shown by the last completed assessment roll of the county.

(2) The term "taxable property", as used herein, means the percentage of the value at which such property is assessed and which percentage is used for the purposes of computing taxes and does not mean the assessed value of such property as the same appears on the assessment roll."

Section 20. Section 7-7-107, MCA, is amended to read:

"7-7-107. Limitation on amount of bonds for city-county consolidated units. (1) Except as provided in 7-7-108, no city-county consolidated local government may issue bonds for any purpose which, with all outstanding indebtedness, may exceed ~~27%~~ 39% of the taxable value of the property therein subject to taxation as ascertained by the last assessment for state and county taxes.

(2) The issuing of bonds for the purpose of funding or refunding outstanding warrants or bonds is not the incurring of a new or additional indebtedness but is merely the changing of the evidence of outstanding indebtedness."

Section 21. Section 7-7-108, MCA, is amended to read:



"7-7-108. Authorization for additional indebtedness for water or sewer systems. (1) For the purpose of constructing a sewer system or procuring a water supply or constructing or acquiring a water system for a city-county consolidated government which shall own and control such water supply and water system and devote the revenues therefrom to the payment of the debt, a city-county consolidated government may incur an additional indebtedness by borrowing money or issuing bonds.

(2) The additional indebtedness which may be incurred by borrowing money or issuing bonds for the construction of a sewer system or for the procurement of a water supply or for both such purposes may not in the aggregate exceed 10% over and above the ~~27%~~ 39% referred to in 7-7-107 of the taxable value of the property therein subject to taxation as ascertained by the last assessment for state and county taxes."

Section 22. Section 7-7-2101, MCA, is amended to read:

"7-7-2101. Limitation on amount of county indebtedness. (1) No county may become indebted in any manner or for any purpose to an amount, including existing indebtedness, in the aggregate exceeding ~~18%~~ 23% of the taxable value of the property therein subject to taxation as ascertained by the last assessment for state and county taxes previous to the incurring of such indebtedness.

(2) No county may incur indebtedness or liability for any single purpose to an amount exceeding \$40,000 without the approval of a majority of the electors thereof voting at an election to be provided by law, except as provided in 7-21-3413 and 7-21-3414."

Section 23. Section 7-7-2203, MCA, is amended to read:

"7-7-2203. Limitation on amount of bonded indebtedness. (1) Except as provided in subsections (2) and (3), no county may issue general obligation bonds for any purpose which, with all outstanding bonds and warrants except county high school bonds and emergency bonds, will exceed ~~9%~~ 11.25% of the taxable value of the property therein, to be ascertained by the last assessment for state and county taxes prior to the proposed issuance of bonds.

(2) A county may issue bonds which, with all outstanding bonds and warrants, will exceed ~~9%~~ 11.25% but will not exceed ~~29%~~ 37% of the taxable value of such property, when necessary to do so, for the purpose of acquiring land for a site for county high school buildings and for erecting or acquiring buildings thereon and furnishing and equipping the same for county high school purposes.

(3) The foregoing limitation shall not apply to refunding bonds issued for the purpose of paying or retiring county bonds lawfully issued prior to January 1, 1932."

Section 24. Section 7-7-4201, MCA, is amended to read:

"7-7-4201. Limitation on amount of bonded indebtedness. (1) Except as otherwise provided, no city or town may issue bonds or incur other indebtedness for any purpose in an amount which with all outstanding and unpaid indebtedness will exceed ~~18%~~ 28% of the taxable value of the property therein subject to taxation, to be ascertained by the last assessment for state and county taxes.

(2) The issuing of bonds for the purpose of funding or refunding outstanding warrants or bonds is not the incurring of a new or additional indebtedness but is merely the changing of the evidence of outstanding indebtedness."

Section 25. Section 7-7-4202, MCA, is amended to read:

"7-7-4202. Special provisions relating to water and sewer systems.

(1) Notwithstanding the provisions of 7-7-4201, for the purpose of constructing a sewer system, procuring a water supply, or constructing or acquiring a water system for a city or town which owns and controls the water supply and water system and devotes the revenues therefrom to the payment of the debt, a city or town may incur an additional indebtedness by borrowing money or issuing bonds.

(2) The additional total indebtedness that may be incurred by borrowing money or issuing bonds for the construction of a sewer system, for the procurement of a water supply, or for both such purposes, including all indebtedness theretofore contracted which is unpaid or outstanding, may not in the aggregate exceed ~~36%~~ 55% over and above the ~~18%~~ 28%, referred to in 7-7-4201, of the taxable value of the property therein subject to taxation as ascertained by the last assessment for state and county taxes."

Section 26. Section 7-13-4103, MCA, is amended to read:

"7-13-4103. Limitation on indebtedness for acquisition of natural gas system. The total amount of indebtedness authorized to be contracted in any form, including the then-existing indebtedness, must not at any time exceed ~~41%~~ 17% of the total taxable value of the property of the city or town subject to taxation as ascertained by the last assessment for state and county taxes."

Section 27. Section 7-14-236, MCA, is amended to read:

"7-14-236. Limitation on bonded indebtedness. The amount of bonds issued to provide funds for the district and outstanding at any time shall not exceed ~~5%~~ 28% of the taxable value of taxable property therein as ascertained by the last assessment for state and county taxes previous to the issuance of such bonds."

Section 28. Section 7-14-2524, MCA, is amended to read:

"7-14-2524. Limitation on amount of bonds issued — excess void.

(1) Except as otherwise provided hereafter and in 7-7-2203 and 7-7-2204, no county shall issue bonds which, with all outstanding bonds and warrants except county high school bonds and emergency bonds, will exceed ~~9%~~ 11.25% of the taxable value of the property therein. The taxable property shall be ascertained by the last assessment for state and county taxes prior to the issuance of such bonds.

(2) A county may issue bonds which, with all outstanding bonds and warrants except county high school bonds, will exceed ~~9%~~ 11.25% but will not exceed ~~18%~~ 22.5% of the taxable value of such property when necessary for the purpose of replacing, rebuilding, or repairing county buildings, bridges, or highways which have been destroyed or damaged by an act of God, disaster, catastrophe, or accident.

(3) The value of the bonds issued and all other outstanding indebtedness of the county, except county high school bonds, shall

not exceed ~~18%~~ 22.5% of the taxable value of the property within the county as ascertained by the last preceding general assessment.”

Section 29. Section 7-14-2525, MCA, is amended to read:

“7-14-2525. Refunding agreements and refunding bonds authorized.

(1) Whenever the total indebtedness of a county exceeds ~~18%~~ 22.5% of the taxable value of the property therein and the board determines that the county is unable to pay such indebtedness in full, the board may:

(a) negotiate with the bondholders for an agreement whereby the bondholders agree to accept less than the full amount of the bonds and the accrued unpaid interest thereon in satisfaction thereof;

(b) enter into such agreement;

(c) issue refunding bonds for the amount agreed upon.

(2) These bonds may be issued in more than one series, and each series may be either amortization or serial bonds.

(3) The plan agreed upon between the board and the bondholders shall be embodied in full in the resolution providing for the issue of the bonds.”

Section 30. Section 7-14-4402, MCA, is amended to read:

“7-14-4402. Limit on indebtedness to provide bus service. The total amount of indebtedness authorized under 7-14-4401(1) to be contracted in any form, including the then-existing indebtedness, may not at any time exceed ~~18%~~ 28% of the total taxable value of the property of the city or town subject to taxation as ascertained by the last assessment for state and county taxes. No money may be borrowed or bonds issued for the purposes specified in 7-14-4401(1) until the proposition has been submitted to the vote of the taxpayers of the city or town and the majority vote cast in its favor.”

Section 31. Section 7-16-2327, MCA, is amended to read:

“7-16-2327. Indebtedness for park purposes. (1) Subject to the provisions of subsection (2), a county park board, in addition to powers and duties now given under law, shall have the power and duty to contract an indebtedness in behalf of a county, upon the credit thereof, for the purposes of 7-16-2321(1) and (2).

(2) (a) The total amount of indebtedness authorized to be contracted in any form, including the then-existing indebtedness, must not at any time exceed ~~3%~~ 13% of the taxable value of the taxable property ~~of in~~ the county ascertained by the last assessment for state and county taxes previous to the incurring of such indebtedness.

(b) No money ~~must~~ may be borrowed on bonds issued for the purchase of lands and improving same for any such purpose until the proposition has been submitted to the vote of those qualified under the provisions of the state constitution to vote at such election in the county affected thereby and a majority vote is cast in favor thereof.”

Section 32. Section 7-16-4104, MCA, is amended to read:



"7-16-4104. Authorization for municipal indebtedness for various cultural, social, and recreational purposes. (1) A city or town council or commission may contract an indebtedness on behalf of the city or town, upon the credit thereof, by borrowing money or issuing bonds:

(a) for the purpose of purchasing and improving lands for public parks and grounds;

(b) for procuring by purchase, construction, or otherwise swimming pools, athletic fields, skating rinks, playgrounds, museums, a golf course, a site and building for a civic center, a youth center, or combination thereof; and

(c) for furnishing and equipping the same.

(2) The total amount of indebtedness authorized to be contracted in any form, including the then-existing indebtedness, may not at any time exceed ~~3%~~ 16.5% of the taxable value of the taxable property of the city or town as ascertained by the last assessment for state and county taxes previous to the incurring of such indebtedness. No money may be borrowed on bonds issued for the purchase of lands and improving the same for any such purpose until the proposition has been submitted to the vote of the qualified electors of the city or town and a majority vote is cast in favor thereof."

Section 33. Section 7-31-106, MCA, is amended to read:

"7-31-106. Authorization for county to issue bonds — election required. (1) If the petition is presented to the board of county commissioners, it shall be the duty of the board, for the purpose of raising money to meet the payments under the terms and conditions of said contract and other necessary and proper expenses in and about the same and for the approval or disapproval thereof:

(a) to ascertain, within 30 days after submission of the petition, the existing indebtedness of the county in the aggregate; and

(b) to submit, within 60 days after ascertaining the same, to the electors of such county the proposition to approve or disapprove the contract and the issuance of bonds necessary to carry out the same.

(2) The amount of the bonds authorized by this section ~~shall~~ may not exceed ~~5%~~ 22.5% of the taxable value of the taxable property therein, inclusive of the existing indebtedness thereof, to be ascertained by the last assessment for state and county taxes previous to the issuance of said bonds and incurring of said indebtedness."

Section 34. Section 7-31-107, MCA, is amended to read:

"7-31-107. Authorization for municipality to issue bonds — election required. (1) If said petition is presented to the council of any incorporated city or town, the council, for the purpose of raising money to meet the payments under the terms and conditions of said contract and other necessary and proper expenses in and about the same and for the approval or disapproval thereof:

(a) shall ascertain, within 30 days after submission of the petition, the aggregate indebtedness of such city or town; and

(b) shall submit, within 60 days after ascertaining the same, to the electors of such city or town the proposition to approve or



disapprove said contract and the issuance of bonds necessary to carry out the same.

(2) The amount of the bonds authorized by this section ~~shall~~ may not exceed ~~3%~~ 16.5% of the taxable value of the taxable property therein, inclusive of the existing indebtedness thereof, to be ascertained in the manner provided in this part."

Section 35. Section 7-34-2131, MCA, is amended to read:

"7-34-2131. Hospital district bonds authorized. (1) A hospital district may borrow money by the issuance of its bonds to provide funds for payment of part or all of the cost of acquisition, furnishing, equipment, improvement, extension, and betterment of hospital facilities and to provide an adequate working capital for a new hospital.

(2) The amount of bonds issued for such purpose and outstanding at any time ~~shall~~ may not exceed ~~5%~~ 22.5% of ~~the taxable value of the property therein as ascertained by the last assessment for state and county taxes previous to the issuance of such bonds.~~

(3) Such bonds shall be authorized, sold, and issued and provisions made for their payment in the manner and subject to the conditions and limitations prescribed for bonds of second- or third-class school districts by Title 20, chapter 9, part 4.

(4) Nothing herein shall be construed to preclude the provisions of Title 50, chapter 6, part 1, allowing the state to apply for and accept federal funds."

Section 36. Section 19-11-503, MCA, is amended to read:

"19-11-503. Special tax levy for fund required. (1) The purpose of this section is to provide a means by which each disability and pension fund may be maintained at a level equal to ~~2%~~ 3% of the taxable valuation of all taxable property within the limits of the city or town.

(2) Whenever the fund contains less than ~~2%~~ 3% of the taxable valuation of all taxable property within the limits of the city or town, the governing body of the city or town shall, at the time of the levy of the annual tax, levy a special tax as provided in 19-11-504. The special tax shall be collected as other taxes are collected and, when so collected, shall be paid into the disability and pension fund."

Section 37. Section 19-11-504, MCA, is amended to read:

"19-11-504. Amount of special tax levy. (1) Whenever the total amount of the fund is less than ~~2%~~ 3% of the taxable valuation of all taxable property within the limits of the city or town, the special tax levy shall be:

(a) not less than 1 mill or more than 4 mills on each dollar of taxable valuation of all taxable property within the limits of the city or town; and

(b) an amount sufficient to provide a growth per year in the fund, considering all sources of income to the fund and the payment of obligations out of the fund, equal to the sum produced by 1 mill levied on the taxable valuation of all the taxable property in the city or town.

(2) The special tax levy shall be a fractional part of 1 mill whenever:

(a) the total amount of the fund is less than ~~2%~~ 3% but more than ~~1%~~ 1.5% of the taxable valuation of all taxable property within the city or town; and

(b) the special tax levy of a fractional part of 1 mill will produce sufficient revenue to cause the fund, considering all sources of income to the fund and all payments to be made out of the fund, to exceed ~~2%~~ 3% of the taxable valuation of all taxable property within the city or town.

(3) In cities of the third class, when the fund contains an amount which is less than ~~2%~~ 3% of the taxable valuation of all taxable property in the city or town, the city council shall levy an annual special tax of not less than 1 mill and not more than 4 mills on each dollar of taxable valuation of all taxable property within the city or town."

Section 38. Section 20-9-406, MCA, is amended to read:

"20-9-406. Limitations on amount of bond issue. (1) The maximum amount for which each school district may become indebted by the issuance of bonds, including all indebtedness represented by outstanding bonds of previous issues and registered warrants, is ~~29%~~ 45% of the taxable value of the property subject to taxation as ascertained by the last completed assessment for state, county, and school taxes previous to the incurring of such indebtedness. The ~~29%~~ 45% maximum, however, may not pertain to indebtedness imposed by special improvement district obligations or assessments against the school district. All bonds issued in excess of such amount shall be null and void, except as provided in this section.

(2) When the total indebtedness of a school district has reached the ~~29%~~ 45% limitation prescribed in this section, the school district may pay all reasonable and necessary expenses of the school district on a cash basis in accordance with the financial administration provisions of this chapter.

(3) Whenever bonds are issued for the purpose of refunding bonds, any moneys to the credit of the debt service fund for the payment of the bonds to be refunded are applied towards the payment of such bonds and the refunding bond issue is decreased accordingly."

Section 39. Section 20-9-502, MCA, is amended to read:

"20-9-502. Purpose and authorization of a building reserve fund by an election. (1) The trustees of any district, with the approval of the qualified electors of the district, may establish a building reserve for the purpose of raising money for the future construction, equipping, or enlarging of school buildings or for the purpose of purchasing land needed for school purposes in the district. In order to submit to the qualified electors of the district a building reserve proposition for the establishment of or addition to a building reserve, the trustees shall pass a resolution that specifies:

(a) the purpose or purposes for which the new or addition to the building reserve will be used;

(b) the duration of time over which the new or addition to the building reserve will be raised in annual, equal installments;

(c) the total amount of money that will be raised during the duration of time specified in subsection (1)(b); and

(d) any other requirements under 20-20-201 for the calling of an election.

(2) The total amount of building reserve when added to the outstanding indebtedness of the district shall not be more than ~~5%~~ 45% of the taxable value of the taxable property of the district. Such limitation shall be determined in the manner provided in 20-9-406. A building reserve tax authorization shall not be for more than 20 years.

(3) The election shall be conducted in accordance with the school election laws of this title, and the electors qualified to vote in the election shall be qualified under the provisions of 20-20-301. The ballot for a building reserve proposition shall be substantially in the following form:

**OFFICIAL BALLOT**  
**SCHOOL DISTRICT BUILDING RESERVE ELECTION**

INSTRUCTIONS TO VOTERS: Make an X or similar mark in the vacant square before the words "BUILDING RESERVE—YES" if you wish to vote for the establishment of a building reserve (addition to the building reserve); if you are opposed to the establishment of a building reserve (addition to the building reserve) make an X or similar mark in the square before the words "BUILDING RESERVE—NO".

Shall the trustees be authorized to impose an additional levy each year for .... years to establish a building reserve (add to the building reserve) of this school district to raise a total amount of .... dollars (\$....), for the purpose(s) .... (here state the purpose or purposes for which the building reserve will be used)?

☐ BUILDING RESERVE—YES.

☐ BUILDING RESERVE—NO.

(4) The building reserve proposition shall be approved if a majority of those electors voting at the election approve the establishment of or addition to such building reserve. The annual budgeting and taxation authority of the trustees for a building reserve shall be computed by dividing the total authorized amount by the specified number of years. The authority of the trustees to budget and impose the taxation for the annual amount to be raised for the building reserve shall lapse when, at a later time, a bond issue is approved by the qualified electors of the district for the same purpose or purposes for which the building reserve fund of the district was established. Whenever a subsequent bond issue is made for the same purpose or purposes of a building reserve, the money in the building reserve shall be used for such purpose or purposes before any money realized by the bond issue is used."

Section 40. Section 85-7-2001, MCA, is amended to read:

"85-7-2001. Limitations on debt-incurring power. (1) The board of commissioners or other officers of the district may not incur any debt or liability, either by issuing bonds or otherwise, except as provided in this chapter. No irrigation district may become indebted, in any manner or for any purpose in any one year, in an amount



exceeding ~~15%~~ 18.75% of the assessed valuation of the district, except as provided in subsection (2).

(2) (a) For the purpose of organization; for any of the immediate purposes of this chapter; to make or purchase surveys, plans, and specifications; for stream gauging and gathering data; or to make any repairs occasioned by any calamity or other unforeseen contingency, the board of commissioners may, in any one year, incur the indebtedness of as many dollars as there are acres in the district and may cause warrants of the district to issue therefor.

(b) For the purpose of organization, for any of the immediate purposes of this chapter, or to meet the expenses occasioned by any calamity or other unforeseen contingency, the board of commissioners may, in any one year, incur (in addition to the ~~15%~~ 18.75% limitation of subsection (1)) an additional indebtedness not exceeding ~~10%~~ 12.5% of the assessed valuation of the district and may cause warrants of the district to issue therefor.

(c) The limitation of subsection (1) does not apply to warrants issued for unpaid interest on the valid bonds of any irrigation district.

(d) The limitation of subsection (1) does not apply to any bonds issued under this chapter pursuant to a provision which expressly supersedes the limitation.

(3) Any debt or liability incurred in excess of the limitations provided by the irrigation district laws is void."

Section 41. Validation. Notwithstanding any provisions of this act, any outstanding indebtedness or bond issue on January 1, 1982, of any governmental subdivision is not invalidated because of any changes in the taxable valuation of the subdivision due to removal of automobiles and trucks having a rated capacity of three-quarters of a ton or less from the tax base."

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

## REPORTS OF SELECT COMMITTEES

SELECT COMMITTEE ON WATER (Roth, Chairman):  
SB 297, be not concurred in.

3/20/81

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Brown, Pistoria.



Total 2

Excused: Dussault.

Total 1

Absent or not voting: Cozzens, Hurwitz, Jensen, Kessler, Menahan.

Total 5

SB 347, third reading copy, be amended as follows:

1. Page 3, line 5.

Following: "before"

Strike: "December 31, 1982"

Insert: "January 4, 1983"

And, as amended, be concurred in. Report adopted.

FREE CONFERENCE COMMITTEE  
ON HOUSE BILL NO. 350  
Report No. 1, March 23, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on House Bill No. 350, met March 23, 1981.

We recommend that:

The reference copy of House Bill No. 350 be amended as specified in the clerical instructions.

CLERICAL INSTRUCTIONS:

1. Page 1, line 23.

Following: "include"

Insert: ":(a)"

2. Page 1, line 24.

Following: "appraisal"

Strike: " , "

Insert: ":(b)"

3. Page 2, line 2.

Following: "one"

Strike: "such"

4. Page 2, line 3.

Following: "examination"

Insert: "(a) or (b)"

5. Page 2, line 4.

Following: "IF"

Strike: "TAKEN"

Insert: "he passes the remaining portion"

FOR THE HOUSE:

Meyer  
Fabrega  
Keedy

FOR THE SENATE:

Goodover  
McCallum  
Hafferman

CONFERENCE COMMITTEE  
ON SENATE BILL NO. 15  
Report No. 1, March 23, 1981

Mr. President and Speaker of the House:

We, your Conference Committee on Senate Bill No. 15, met March 23, 1981, and considered:

House amendments to Senate Bill No. 15.

We recommend that:

The reference copy of Senate Bill No. 15 be amended as specified in the clerical instructions.

The Conference Committee Report on Senate Bill No. 15 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Page 26, lines 19 through 24.

Following: "BONDS"

Strike: remainder of section 18

Insert: "— optional method. Between the effective date and termination date of this act, a governing body in connection with the issuance of bonds may, at its option, provide that such bonds shall be redeemable at such time or times and upon such terms and conditions as the governing body shall deem to be in the best interest of the public, notwithstanding any statutory provision to the contrary."

Renumber: subsequent sections

#### FOR THE HOUSE:

Sales  
Vinger  
Williams

#### FOR THE SENATE:

Mazurek  
Crippen  
Elliott

#### MESSAGES FROM THE GOVERNOR

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

March 23, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return Senate Bill No. 41, "AN ACT AMENDING SECTION 15-6-209, MCA, TO CLASSIFY AS TAX EXEMPT SENIOR CITIZEN CENTERS THAT ARE COMMUNITY SERVICE ORGANIZATIONS ESTABLISHED CONTINUOUSLY SINCE JANUARY 1, 1981," without my signature and recommend the attached amendment.

I am proposing an amendment to the title of Senate Bill No. 41, so that the title accurately reflects the changes made in Section 1 (15-6-209(2)), of the bill.

I urge your concurrence in this amendment.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENT  
TO SENATE BILL NO. 41

1. Title, lines 5 and 6.

Following: "EXEMPT"

Strike: "SENIOR CITIZEN CENTERS THAT ARE"

Insert: "BUILDINGS OF"

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

March 23, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return Senate Bill No 459, "AN ACT TO GENERALLY REVISE THE LAWS GOVERNING OUTFITTERS AND GUIDES IN THE STATE OF MONTANA; AMENDING SECTIONS 2-15-3403, 87-4-101 THROUGH 87-4-106, 87-4-121 THROUGH 87-4-128, 87-4-130, 87-4-131, AND 87-4-141 THROUGH 87-4-144, MCA," without my signature and recommend the attached amendments.

It is the intent of SB 459, in part, to allow immediate family members of a deceased licensed outfitter to continue to outfit for the term of the deceased outfitter's unexpired license, if the director of the Department of Fish, Wildlife, and Parks approves. The bill as written, does not clearly accomplish this task. The problem can be solved by clarifying the language in Section 17 (Section 87-4-131(3)) of the bill.

Further, I am also proposing an amendment to Section 10 (Section 87-4-123(1)(d)) of the bill in order to clarify the language. Neither the substance nor intent of the cited section has been changed by my proposed amendment.

I urge your concurrence in these amendments.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENTS  
TO SENATE BILL NO. 459

1. Page 11, line 10.

Following: "GROSS"

Strike: "NEGLIGENCE"

Insert: "negligent act"

2. Page 18, line 11.

Following: "(3)"

Strike: "If a licensed outfitter dies,"

3. Page 18, line 13.

Following: "and,"

Strike: "subject"

Insert: "Subject"

4. Page 18, line 14.

Following: "family"

Insert: "of a deceased licensed outfitter"

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

March 23, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 54, 79, 104, 141, 195, 256, 272, 450, 509, 696.

Sincerely,

TED SCHWINDEN  
Governor

### MESSAGES FROM THE OTHER HOUSE

Senate Joint Resolution passed as amended and transmitted to the House  
for concurrence: 3/23/81

Senate Joint Resolution No. 24, introduced by Jacobson, Healy, Haffey,  
et al.

House Bills not concurred in and returned to the House: 3/23/81

House Bill No. 612, introduced by Bardanouve

House Bill No. 717, introduced by Winslow

House Bills concurred in and returned to the House: 3/23/81

House Bill No. 98, introduced by Feda

House Bill No. 112, introduced by Lund

House Bill No. 147, introduced by Brand

House Bill No. 257, introduced by Wallin, Schultz, Kitselman, et al.

House Bill No. 302, introduced by Bardanouve

House Bill No. 473, introduced by Fabrega, Berg, Sivertsen

House Bill No. 540, introduced by Huennekens

House Bill No. 584, introduced by Ellison, Dussault

House Bill No. 625, introduced by Fabrega, Goodover, Moore, Robbins

House Bill No. 642, introduced by Bennett, Harp, Bertelsen, Sales, et al.

House Bill No. 643, introduced by Matsko

House Bill No. 661, introduced by D. O'Hara

House Bill No. 667, introduced by Roth, Galt, Iverson, et al.

House Bill No. 711, introduced by Harper, Hart, Harp



House Bills concurred in as amended and returned to the House for concurrence in Senate Amendments: 3/23/81

House Bill No. 270, introduced by Sales

House Bill No. 626, introduced by Keedy, B. Brown, Nordtvedt, et al.

House Amendments to Senate Bill concurred in: 3/23/81

House Amendments to Senate Bill No. 159, introduced by M. Anderson

### MOTIONS

Representative Gould moved that SB 418 be placed below SB 390 on the Second Reading board. Motion carried.

Representative McBride moved that consideration on SB 463 be passed for the day. Motion carried.

Representative Conroy moved that the House reconsider its action in failing to pass SB 278 on Second Reading on the 64th legislative day. Representative Bertelsen made a substitute motion that Representative Conroy's motion be laid upon the table. Motion failed. (39-57) Thereupon, the motion to reconsider carried. (53-44)

Representative Kemmis moved that consideration on SB 321, SB 403, SB 404, and SB 467 be passed for the day because Representative Dussault, who is carrying them, is excused this day. Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 853, introduced by Shontz, Lory, Van Valkenburg, Dover, Keating, Quilici. Referred to Committee on Judiciary.

HB 854, introduced by Ernst, Shontz, Jacobsen, Kolstad, Quilici, Fedra, Donaldson, Aklestad, E. Smith, D. O'Hara, Schultz, Manuel, Brand, Iverson, Roth. Referred to Committee on Appropriations.

HB 855, introduced by Shontz, Quilici, Moore, Vinger, Dover, Fabrega, Kemmis, Dussault. Referred to Committee on Appropriations.

HB 856, introduced by McLane, Boylan, Ellerd, Curtiss, Burnett, O'Connell, Hager, Galt. Referred to Committee on Appropriations.

HJR 49, introduced by Vincent, Eudaily, Keedy, Seifert. Referred to Committee on Education and Cultural Resources.

HJR 56, introduced by Harp, Kropp, Marks, Zabrocki, Bennett, Mueller, Stobie, Huennekens, Winslow, D. Brown, Keyser, Bergene, Iverson, Vincent, Wallin, Shontz, R. Anderson, Hemstad, Meyer, Brand, Quilici, R. Manning, Metcalf, Menahan, (By Request of the House Highways and Transportation Committee). Referred to Committee on Highways and Transportation.

The following Senate bill was introduced, read first time and referred to committee:

SJR 24, introduced by Jacobson, Healy, Haffey, Menahan, Lee, Regan, McBride, D. Brown, Pavlovich, Kanduch, Quilici, Himsl, Harrington, Daily, Van Valkenburg, Conover, P. Ryan, Eck, Kolstad, Thomas, Berg, S. Brown, Mazurek, Towe, Hazelbaker, Stimatz, E. Smith, Hager, Johnson, Halligan, Crippen, Hafferman, Galt, Nelson, Stephens. Referred to Committee on Natural Resources.

**THIRD READING OF BILLS**

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Senate Bill No. 284 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Dussault.

Total 1

Absent or not voting: Conroy, O'Hara.

Total 2

Senate Bill No. 306 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Nordtvedt.

Total 1

Excused: Dussault.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 309 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson,

Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 95

Noes: Sales.

Total 1

Excused: Dussault.

Total 1

Absent or not voting: Iverson, Oberg, Sivertsen.

Total 3

Senate Bill No. 310 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 99

Noes: None.

Total 0

Excused: Dussault.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 312 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 98



Noes: None.

Total 0

Excused: Dussault.

Total 1

Absent or not voting: Jensen.

Total 1

Senate Bill No. 314 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Curtiss, Hemstad, Sales, Smith.

Total 4

Excused: Dussault.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 316, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Harp.

Total 1

Excused: Dussault.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 328 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett,



Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Dussault.

Total 1

Absent or not voting: Ellison, Jensen.

Total 2

Senate Bill No. 336 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Dussault.

Total 1

Absent or not voting: Bertelsen, Ellison, Ryan.

Total 3

Senate Bill No. 341, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Dussault.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 350 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Burnett, Curtiss, Keyser, Kropp.

Total 4

Excused: Dussault.

Total 1

Absent or not voting: Eudaily, Roth.

Total 2

Senate Bill No. 363, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Dussault.

Total 1

Absent or not voting: Stobie.

Total 1

Senate Bill No. 368 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Dussault.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 405 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Huennekens.

Total 1

Excused: Dussault.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 407 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft,



Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Burnett, Curtiss, Hannah, Keyser, Nordtvedt, Sales, Smith.

Total 7

Excused: Dussault.

Total 1

Absent or not voting: Stobie.

Total 1

Senate Bill No. 414 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Dussault.

Total 1

Absent or not voting: Ryan, Sivertsen, Stobie.

Total 3

Senate Bill No. 424 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Mr. Speaker.

Total 88

Noes: Brand, Harper, Huennekens, Nordtvedt, Oberg, Roth, Yardley, Zabrocki.

Total 8

Excused: Dussault.

Total 1

Absent or not voting: Azzara, Keedy, Stobie.

Total 3

Senate Bill No. 434, as amended, was concurred in by the following vote:



Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Bardanouve, Bennett, Briggs, Brown, Huennekens, Jacobsen, Lund, Moore, Neuman, Seifert, Stobie, Mr. Speaker.

Total 12

Excused: Dussault.

Total 1

Absent or not voting: Devlin.

Total 1

Senate Bill No. 445 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Dussault.

Total 1

Absent or not voting: Devlin.

Total 1

Senate Bill No. 455 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith,

Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Brown, Nordtvedt, Oberg.

Total 3

Excused: Dussault.

Total 1

Absent or not voting: Devlin.

Total 1

Senate Bill No. 456, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Burnett, Hannah, Nordtvedt, Roth, Stobie.

Total 5

Excused: Dussault.

Total 1

Absent or not voting: Devlin.

Total 1

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Bergene in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Fabrega moved that Senate Amendments to HB 238 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Switzer, Teague,

Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 82

Noes: Fagg, Hannah, Moore, Ryan, Spilker, Stobie, Winslow.

Total 7

Excused: Dussault.

Total 1

Absent or not voting: Bardanouve, Donaldson, Dozier, Gould, Harrington, Iverson, Lund, Marks, Quilici, Sivertsen.

Total 10

Representative Fabrega moved that Senate Amendments to HB 239 be concurred in. Motion failed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bergene, Bertelsen, Briggs, Conroy, Devlin, Donaldson, Dozier, Ernst, Fabrega, Feda, Gould, Harp, Harper, Hemstad, Huennekens, Kanduch, Manuel, Matsko, McBride, Meyer, Mueller, Nilson, Oberg, Robbins, Roush, Schultz, Shelden, Shontz, Switzer, Thoft, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 39

Noes: Andreason, Bengtson, Bennett, Brand, Brown, Burnett, Cozzens, Curtiss, Daily, Ellerd, Ellison, Eudaily, Fagg, Hannah, Hanson, Harrington, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, McLane, Menahan, Metcalf, Moore, Neuman, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Roth, Ryan, Sales, Seifert, Spilker, Stobie, Teague, Underdal, Vincent, Waldron, Winslow.

Total 52

Excused: Dussault.

Total 1

Absent or not voting: Bardanouve, Conn, Keedy, Lund, Marks, Quilici, Sivertsen, Smith.

Total 8

Representative Fagg moved that Senate Amendments to HB 239 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bertelsen, Brand, Brown, Burnett, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow.

Total 83

Noes: Bergene, Briggs, Gould, Robbins, Thoft, Vinger, Yardley, Zabrocki.

Total 8

Excused: Dussault.

Total 1

Absent or not voting: Bardanouve, Conn, Conroy, Lund, Menahan, Quilici, Sivertsen, Smith.



Total 8

That HJR 46 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Spilker, Teague, Thoft, Vincent, Vinger, Williams, Zabrocki.

Total 70

Noes: Asay, Bennett, Burnett, Ellison, Hannah, Iverson, Jensen, Keyser, Kropp, Mueller, Roth, Sales, Stobie, Switzer, Underdal, Wallin, Yardley.

Total 17

Excused: Dussault.

Total 1

Absent or not voting: Bardanouve, Dozier, Fabrega, Feda, Lund, Marks, Menahan, Quilici, Sivertsen, Smith, Waldron, Winslow.

Total 12

That HJR 47 do pass by the following vote:

Ayes: Abrams, Anderson, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Cozzens, Curtiss, Daily, Dozier, Ellison, Eudaily, Fabrega, Gould, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Quilici, Robbins, Roush, Ryan, Seifert, Shontz, Sivertsen, Spilker, Stobie, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 63

Noes: Andreason, Asay, Briggs, Ellerd, Ernst, Fagg, Hannah, Hanson, Harp, Hurwitz, Jensen, Kropp, Lory, Manuel, Moore, Mueller, Neuman, O'Hara, Roth, Sales, Schultz, Shelden, Switzer, Underdal, Vinger.

Total 25

Excused: Dussault.

Total 1

Absent or not voting: Bardanouve, Burnett, Conroy, Devlin, Donaldson, Feda, Lund, Marks, Pistoria, Smith, Winslow.

Total 11

Representative Keedy moved that SB 162 be concurred in. Representative Kemmis made a substitute motion that SB 162 be placed below SB 400 for the purpose of amendment. Motion carried.

Representative Fabrega moved that SB 239, third reading copy, be amended as follows:

1. Page 7, line 23 through line 4 on page 8.

Following: "refunded." on line 23

Strike: remainder of line 23 on page 7 through line 4 on page 8

Amendment passed by the following vote:



Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Curtiss, Daily, Devlin, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 81

Noes: None.

Total 0

Excused: Dussault.

Total 1

Absent or not voting: Azzara, Bardanouve, Conn, Conroy, Cozzens, Donaldson, Ellison, Fagg, Harrington, Huennekens, Keedy, Kropp, Lund, Marks, Moore, Spilker, Stobie, Winslow.

Total 18

Representative Kitselman moved that SB 239, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Conn, Daily, Devlin, Ellerd, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Zabrocki.

Total 71

Noes: Brand, Brown, Curtiss, Dozier, Ernst, Neuman, Nordtvedt, Quilici, Underdal, Vinger, Winslow, Yardley.

Total 12

Excused: Dussault.

Total 1

Absent or not voting: Azzara, Bardanouve, Burnett, Conroy, Cozzens, Donaldson, Ellison, Harrington, Kemmis, Kessler, Lund, Marks, McBride, Moore, Spilker, Stobie.

Total 16

Representative Keedy moved that SB 308, third reading copy, be amended as follows:

1. Page 1, lines 14 and 15.

Following: "fund"

Strike: ". One-fourth of all fees collected by him"

Insert: ", and the remaining one-fourth of the fees"

Amendment passed by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Daily, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson,

Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 85

Noes: Curtiss.

Total 1

Excused: Dussault.

Total 1

Absent or not voting: Anderson, Bardanouve, Bertelsen, Conroy, Cozzens, Donaldson, Hemstad, Kessler, Moore, Robbins, Spilker, Stobie, Winslow.

Total 13

Representative Kropp moved that SB 308, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Dussault.

Total 1

Absent or not voting: Anderson, Bardanouve, Cozzens, Daily, Donaldson, Keedy, Moore, Robbins, Spilker, Stobie, Winslow.

Total 11

Representative Briggs moved that SB 330 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Azzara, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Devlin, Dozier, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Schultz, Seifert, Spilker, Switzer, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 69

Noes: Asay, Curtiss, Ellerd, Ellison, Huennekens, Keyser, McLane, Moore, Neuman, Nordtvedt, Oberg, Robbins, Shontz, Sivertsen, Smith, Stobie, Teague, Underdal, Vinger, Yardley.

Total 20

Excused: Dussault.

Total 1

Absent or not voting: Anderson, Bardanouve, Bertelsen, Daily, Donaldson, Harrington, Manuel, Marks, Sales, Shelden.

Total 10

Representative Kitselman moved that SB 333 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Curtiss, Devlin, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley.

Total 75

Noes: Briggs, Conroy, Dozier, Ellerd, Hurwitz, Marks, Nilson, Oberg, Quilici, Stobie, Vinger, Zabrocki.

Total 12

Excused: Dussault.

Total 1

Absent or not voting: Bardanouve, Cozzens, Daily, Donaldson, Fagg, Harrington, Hemstad, Kemmis, Meyer, Roth, Sales, Spilker.

Total 12

Representative Kitselman moved that SB 334 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Azzara, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harper, Hart, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: Asay, Vinger.

Total 2

Excused: Dussault.

Total 1

Absent or not voting: Anderson, Bardanouve, Bertelsen, Conroy, Devlin, Harp, Harrington, Hemstad, Iverson, Kemmis, Meyer, Nordtvedt, Quilici, Roth, Waldron.

Total 15

Representative Kitselman moved that SB 335, reference bill, be amended as follows:



1. Title, line 9.

Following: "2-18-809,"

Insert: "33-1-209,"

2. Title, line 10.

Following: "33-17-504, MCA"

Strike: "; AND REPEALING SECTION 33-1-209, MCA"

3. Page 13.

Following: line 25 on page 12

Insert: "Section 11. Section 33-1-209, MCA, is amended to read:

"33-1-209. Marine; ~~marine~~ protection and indemnity; and wet marine and ~~transportation~~ insurance. (1) Marine insurance includes:

(a)—insurance against any and all kinds of loss or damage to:

(i)—vessels, craft, aircraft, cars, automobiles, and vehicles of every kind as well as all goods, freights, cargoes, merchandise, effects, disbursements, profits, moneys, bullion, precious stones, securities, choses in action, evidences of debt, valuable papers, bottomry and respondentia interests, and all other kinds of property and interests therein in respect to; appertaining to; or in connection with any and all risks or perils of navigation, transit, or transportation, including war risks; on or under any seas or other waters, on land or in the air, or while being assembled, packed, crated, baled, compressed, or similarly prepared for shipment or while awaiting the same or during any delays, storage, transshipment, or reshipment, incident thereto, including marine builder's risks and all personal property floater risks;

(ii) person or to property in connection with or appertaining to a marine, inland marine, transit, or transportation insurance, including liability for loss of or damage to either, arising out of or in connection with the construction, repair, operation, maintenance, or use of the subject matter of such insurance but not including life insurance, surety bonds, or insurance against loss by reason of bodily injury to the person arising out of the ownership, maintenance, or use of automobiles;

(iii) precious stones, jewels, jewelry, gold, silver, and other precious metals, whether used in business or trade or otherwise and whether the same be in course of transportation or otherwise; and

(iv) bridges, tunnels, and other instrumentalities of transportation and communication, excluding buildings, their furniture and furnishings, fixed contents, and supplies held in storage, unless fire, tornado, sprinkler leakage, hail, explosion, earthquake, riot, and/or civil commotion are the only hazards to be covered; piers, wharves, docks, and slips, excluding the risks of fire, tornado, sprinkler leakage, hail, explosion, earthquake, riot, and/or civil commotion; other aids to navigation and transportation, including dry docks and marine railways, against all risks;

(b) marine protection and indemnity insurance, meaning insurance against, or against legal liability of the insured for, loss, damage, or expense arising out of or incident to the ownership, operation, chartering, maintenance, use, repair, or construction of any vessel, craft, or instrumentality in use in ocean or inland waterways, including liability of the insured for personal injury, illness, or death or for loss of or damage to the property of another person.



(2) For the purposes of this code wet marine and transportation insurance is that part of marine insurance which includes only:

(a) insurance upon vessels, crafts, and hulls and of interests therein or with relation thereto;

(b) insurance of marine builders' risks, marine war risks, and contracts of marine protection and indemnity insurance;

(c) insurance of freights and disbursements pertaining to a subject of insurance coming within this subsection; and

(d) insurance of personal property and interests therein, in course of exportation from or importation into any country and in course of transportation coastwise or on inland waters, including transportation by land, water, or air from point of origin to final destination, in respect to, appertaining to, or in connection with any and all risks or perils of navigation, transit, or transportation while being prepared for and while awaiting shipment and during any delays, storage, transshipment, or reshipment incident thereto."''

Renumber: subsequent sections

4. Page 18, lines 13 and 14.

Following: line 12

Strike: section 14 in its entirety

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Zabrocki.

Total 76

Noes: Andreason, O'Hara, Vinger.

Total 3

Excused: Dussault.

Total 1

Absent or not voting: Bardanouve, Bengtson, Bennett, Brand, Cozzens, Ellison, Ernst, Harrington, Hemstad, Iverson, Keedy, Kemmis, Manning, Nordtvedt, Quilici, Ryan, Stobie, Waldron, Winslow, Yardley.

Total 20

Representative Kitselman moved that SB 335, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker,

Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Dussault.

Total 1

Absent or not voting: Bardanouve, Bengtson, Conroy, Cozzens, Fedas, Hemstad, Kemmis, Kropp, Nordtvedt, Quilici, Robbins, Seifert, Waldron.

Total 13

That the Committee rise and report. (Bergene, Chairman). Representative Bergene moved the adoption of the Committee of the Whole Report. Representative Fagg made a substitute motion to segregate Senate Amendments to HB 238 from the committee report. Motion failed. (34-58) Representative Williams made a substitute motion to segregate HJR 46 from the committee report and that, as amended, report be adopted. Motion carried. (85-7)

Representative Fagg moved that the House adjourn until 3:00 p.m., March 25, 1981.

Motion carried.

House adjourned at 6:00 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk



## SIXTY-SIXTH LEGISLATIVE DAY

Helena, Montana  
March 25, 1981

House Chambers  
Capitol Building

House convened at 3:10 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Bergene, Pavlovich, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Sixty-fifth Legislative Day, find the same to be correct.

SPILKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman):

3/25/81

Correctly printed - HB 560, HB 655.

Correctly engrossed - HJR 47.

Correctly enrolled - HB 15, HB 98, HB 112, HB 147, HB 257, HB 302, HB 473, HB 492, HB 525, HB 540, HB 584, HB 625, HB 643, HB 661, HB 711.

Examined by the sponsor (Donaldson) and found to be correct - HB 15, HB 35.

Examined by the sponsor (Feda) and found to be correct - HB 98.

Examined by the sponsor (Lund) and found to be correct - HB 112.

Examined by the sponsor (Brand) and found to be correct - HB 147.

Examined by the sponsor (Wallin) and found to be correct - HB 257.

Examined by the sponsor (Fabrega) and found to be correct - HB 284, HB 473.

Examined by the sponsor (Bardanouve) and found to be correct - HB 302.

Examined by the sponsor (Keyser) and found to be correct - HB 409.

Examined by the sponsor (Burnett) and found to be correct - HB 411.

Examined by the sponsor (Dozier) and found to be correct - HB 435.

Examined by the sponsor (Dussault) and found to be correct - HB 457.

Examined by the sponsor (Seifert) and found to be correct - HB 462.

Examined by the sponsor (Meyer) and found to be correct - HB 492.

Examined by the sponsor (Ellerd) and found to be correct - HB 525.

Examined by the sponsor (Metcalf) and found to be correct - HB 528.

Examined by the sponsor (Huennekens) and found to be correct - HB 535, HB 537, HB 540.

Examined by the sponsor (Ellison) and found to be correct - HB 584.

Signed by the Speaker at 4:30 p.m., 3/24/81 - HB 16, HB 67, HB 99, HB 106, HB 285, HB 286, HB 296, HB 405, HB 439, HB 452, HB 494, HB 522, HB 534, HB 547, HB 630, HB 681, HB 690, HJR 22.

Signed by the Speaker at 9:22 a.m., 3/25/81 - HB 35, HB 284, HB 409, HB 411, HB 435, HB 462, HB 528, HB 535, HB 537, HB 748, HB 749, HJR 19.

Delivered to the Governor for his approval at 10:30 a.m., 3/25/81 - HB 91, HB 100, HB 154, HB 172, HB 201, HB 271, HB 288, HB 324, HB 346, HB 358, HB 404, HB 466, HB 468, HB 593, HB 598, HB 632, HB 637, HB 812.

LOCAL GOVERNMENT (Bertelsen, Chairman):

3/21/81

SB 353, be not concurred in.



Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Azzara, Bardanouve, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Quilici, Robbins, Roth, Ryan, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 74

Noes: Abrams, Andreason, Asay, Bengtson, Brand, Dozier, Ellerd, Harper, Holliday, Huennekens, Manuel, Metcalf, Nilson, Oberg, O'Connell, Pistoria, Roush, Sales, Teague, Williams.

Total 20

Excused: Bergene, Pavlovich.

Total 2

Absent or not voting: Bennett, Curtiss, Keedy, Shelden.

Total 4

Speaker Pro Tem Lund in the Chair.

TAXATION (Nordtvedt, Chairman):

3/24/81

HB 844, do not pass. Representative Harp moved the adoption of the Adverse Committee Report. Representative Kanduch made a substitute motion that HB 844 be printed and placed on Second Reading. After lengthy debate, Representative Kropp moved the previous question. Motion carried. The substitute motion failed by the following vote:

Ayes: Burnett, Conroy, Cozzens, Devlin, Ellerd, Eudaily, Hurwitz, Kanduch, Lory, Moore, Ryan, Sales, Smith, Switzer, Underdal, Vinger, Wallin.

Total 17

Noes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Conn, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellison, Ernst, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Teague, Thoft, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker Pro Tem.

Total 82

Paired: Vinger, Aye; Pavlovich, No.

Excused: Bergene.

Total 1

Absent or not voting: None.

Total 0

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Conn, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellison, Ernst, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker Pro Tem.

Total 82

Noes: Conroy, Cozzens, Devlin, Ellerd, Eudaily, Hurwitz, Kanduch, Lory, Moore, Sales, Smith, Underdal, Vinger, Wallin.

Total 14

Excused: Bergene, Pavlovich.

Total 2

Absent or not voting: Burnett, Hannah.

Total 2

Speaker Marks in the Chair.

APPROPRIATIONS (Lund, Chairman): 3/25/81  
HB 837, do pass. Report adopted.

BUSINESS AND INDUSTRY (Fabrega, Chairman): 3/24/81  
SB 392, third reading copy, be amended as follows:

1. Title, line 8.

Following: "~~EXAMINERS;~~"

Insert: "ADDING A PODIATRIST TO THE BOARD OF MEDICAL EXAMINERS; AUTHORIZING A PODIATRIST TO ADMINISTER DRUGS;"

2. Page 3.

Following: line 5

Insert: "Section 1. Section 2-15-1605, MCA, is amended to read:

"2-15-1605. Board of medical examiners. (1) There is a Montana state board of medical examiners.

(2) The board consists of ~~seven~~ eight members appointed by the governor with the consent of the senate. Appointments made when the legislature is not in session may be confirmed at the next session.

(3) The members are:

(a) six members having the degree of doctor of medicine; ~~and~~

(b) one member having the degree of doctor of osteopathy; and

(c) one member who is a licensed podiatrist.

(4) The members having the degree of doctor of medicine may not be from the same county. Each member shall be a citizen of the United States. Each member shall have been licensed and shall have practiced medicine in this state for at least 5 years and shall have

been a resident of this state for at least 5 years; however, the 5-year requirement of practice and residency shall be waived for the initial term of appointment of the member having the degree and license of doctor of osteopathy.

(5) Each member shall serve for a term of 7 years. A term commences on September 1 of each year of appointment. A member may, upon notice and hearing, be removed by the governor for neglect of duty, incompetence, or unprofessional or dishonorable conduct.

(6) The board is allocated to the department for administrative purposes only as prescribed in 2-15-121.””

Renumber: subsequent sections

3. Page 3.

Following: line 17

Insert: “NEW SECTION. Section 3. Administration of drugs. A licensed podiatrist may administer and prescribe drugs in accordance with 37-2-101 as a “medical practitioner”.”

Renumber: subsequent sections

4. Page 6.

Following: line 6

Insert: “Section 9. Codification instruction. Section 3 is intended to be codified as an integral part of Title 37, chapter 6, part 1, and the provisions of Title 37, chapter 6, apply to section 3.”

Renumber: subsequent sections

And, as amended, be concurred in. Report adopted.

SB 452, third reading copy, be amended as follows:

1. Title, lines 10 and 11.

Following: “BARBERSHOPS;” on line 10

Strike: remainder of line 10 through “REQUIREMENTS;” on line 11

2. Title, lines 15 and 16.

Following: “37-30-203,” on line 15

Strike: remainder of line 15 through “37-30-307,” on line 16

3. Title, line 17.

Following: “MCA;”

Strike: “REPEALING SECTIONS 37-30-304 AND 37-30-305, MCA;”

4. Page 7, lines 6 and 7.

Following: “members” on line 6

Strike: “two”

Insert: “three”

5. Page 8.

Following: line 5

Insert: “(2) An “apprentice”, under this chapter, is a person who receives instruction in an approved barber school or college and from a barber authorized to practice barbering in this state.”

Renumber: subsequent subsections

6. Page 9, line 3.

Following: “and”

Insert: “for apprentice cards and”

7. Page 9, line 8.

Following: “and”

Insert: "apprentice cards and"

8. Page 10, line 23 through line 18 on page 14.

Strike: sections 6 through 10 in their entirety

Renumber: subsequent sections

9. Page 19, lines 2 and 3.

Strike: section 16 in its entirety

Renumber: subsequent sections

10. Page 19, line 4.

Following: "instruction. Section"

Strike: "15"

Insert: "10"

11. Page 19, line 7.

Following: "section"

Strike: "15"

Insert: "10"

And, as amended, be concurred in. Report adopted.

JUDICIARY (Keyser, Chairman):

3/24/81

SB 240, third reading copy, be amended as follows:

1. Page 20, line 19.

Following: "."

Insert: "The medical professional may review and interpret the information and at the request of the affected individual shall disclose all of the information received."

2. Page 25, line 1.

Following: "~~law~~"

Insert: ""consumer reporting agency""

3. Page 26, lines 11 through 16.

Following: "professional" on line 11

Strike: remainder of line 11 through "prefers" on line 16

Insert: ", together with the identity of the medical professional or medical care institution that provided the information, shall be disclosed in accordance with subsection (3) of [section 10]"

4. Page 26, lines 19 through 23.

Following: "(2)(b)"

Strike: remainder of line 19 through "prefers" on line 23

And, as amended, be concurred in. Report adopted.

SB 286, third reading copy, be amended as follows:

1. Title, line 17.

Following: "46-23-412,"

Insert: "46-23-421,"

2. Title, line 20.

Following: "46-23-415,"

Strike: "46-23-421,"

3. Page 3, lines 22 and 23.

Following: "a" on line 22

Strike: remainder of line 22 through "A" on line 23

4. Page 3, line 24.

Following: "program"



Insert: "or work program in conjunction with any of the above programs"

5. Page 4, line 17.

Following: "~~department~~"

Insert: "he has served at least one-half of the time required to be considered for parole and"

6. Page 4, line 18.

Following: "~~16~~"

Strike: "18"

Insert: "15"

7. Page 6.

Following: line 4

Insert: "Section 5. Section 46-23-421, MCA, is amended to read:

"46-23-421. Responsibility of department and supervising ~~agency~~ agent. The department shall be responsible for the activities of a prisoner participating in a ~~furlough~~ supervised release program under this part. The department may delegate jurisdictional supervision of ~~work furlough participants to the adult parole and probation field service.~~ The ~~supervising agency~~ a supervising agent who shall be responsible for ~~those the~~ activities of a ~~furloughed the~~ prisoner during his supervised release for which it is responsible in the written furlough agreement."

Renumber: subsequent sections

8. Page 6, line 14.

Following: ":"

Insert: "Upon a second or subsequent violation the department shall issue a warrant for the prisoner's arrest."

9. Page 6, line 21.

Following: "conditions"

Strike: "exists"

Insert: "occurred"

10. Page 13, line 22.

Following: "46-23-415,"

Strike: "46-23-421,"

And, as amended, be concurred in. Report adopted.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Spilker,  
Chairman):

3/24/81

SJR 21, third reading copy, be amended as follows:

1. Pages 1 through 4.

Strike: everything following the title

Insert: "WHEREAS, upon completion of the Justice Building currently under construction at the corner of Sixth and Sanders, space in the Capitol will be vacated by the Supreme Court, the State Law Library, and the Office of the Attorney General; and

WHEREAS, the Capitol Master Plan calls for the remodeling and renovation of certain areas of the Capitol to provide additional space for Legislative functions and correct life-safety and other structural problems; and

WHEREAS, in the interim between the 46th and 47th Legislatures, many legislators and legislative committees were given an opportunity to review preliminary drawings indicating the feasibility

of reallocating space in the Capitol for various legislative functions, for improving life-safety aspects of the building, and for other purposes; and

WHEREAS, the Capitol Building and Planning Committee found that it is necessary for the Legislature to state its intent with regard to the allocation of space in connection with a remodeling and renovation project.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

(1) That the Legislature endorses the general concept of the preliminary feasibility plan that provides for the following features:

(a) semi-private office space for legislators in space now occupied by the Superintendent of Public Instruction, the Legislative Auditor, and committee rooms;

(b) remodeling of space now occupied by the Supreme Court Justices' chambers and the State Law Library into a Senate chamber and associated offices;

(c) saving the historic chamber now occupied by the Supreme Court for a formal hearing room;

(d) remodeling the space currently occupied by the Senate into eight large committee rooms, four on the third floor and four on the fourth floor;

(e) renovating the interior of the building to provide service functions required by the above referenced alterations and to provide required life-safety features; and

(f) renovating the Capitol facade so as to protect the history and tradition that it represents.

(2) That the second floor of the Capitol remain dedicated to Executive Branch functions.

(3) That the Legislature assign to the Capitol Building and Planning Committee the responsibility of serving as the owner's representative in working with the architects and planners engaged to do the detailed planning on the above and to make the detailed decisions necessary to accomplish the broad objectives stated in this resolution."

And, as amended, be concurred in. Report adopted.

LOCAL GOVERNMENT (Bertelsen, Chairman):

3/25/81

SB 152, third reading copy, be amended as follows:

1. Title, line 7.

Following: "AMENDING"

Strike: "SECTION"

Insert: "SECTIONS"

Following: "7-12-4301,"

Insert: "7-12-4321, AND 7-12-4328,"

2. Page 2.

Following: line 7

Insert: "Section 2. Section 7-12-4321, MCA, is amended to read:

"7-12-4321. Apportionment of costs. The portion of the entire cost of erecting and maintaining the posts, wires, pipes, conduits, lamps, and other suitable or necessary appliances for the purpose of lighting said streets or public highways and of the annual cost of supplying electrical current for and maintaining the lights thereon in such districts, ~~not less than one-fourth or more than three-fourths~~ all or any portion as shall be determined by the city or town council, shall be borne by the property embraced within said district."

Section 3. Section 7-12-4328, MCA, is amended to read:

"7-12-4328. Resolution to provide for assessment of costs of installation. (1) It shall be the duty of the city or town council to ascertain the cost of installing such lighting system and, on or before the first Monday in October, to pass and finally adopt a resolution levying and assessing all of the property embraced within said district with ~~not less than one-fourth or more than three-fourths~~ all or any portion of the entire cost of installing the same; each lot or parcel of land in said district to be assessed in accordance with the method adopted by the city council as provided in 7-12-4321 through 7-12-4324.

(2) Any such resolution shall contain a list in which shall be described each lot or parcel of land, either the total number of square feet of property contained therein or the total number of linear feet abutting the improvements as may be required to determine the total assessment in the district, and the amount levied against each lot or parcel of land set opposite.

(3) Such resolution, signed by the mayor and city clerk, shall be kept on file in the office of the city clerk."

And, as amended, be concurred in. Report adopted.

SB 221, third reading copy, be amended as follows:

1. Page 6, lines 7 and 8.

Following: "payable"

Strike: "AS FOLLOWS:"

(A) ONE-HALF OF SUCH TAXES SHALL BE PAYABLE"

2. Page 6, lines 15 through 19.

Following: line 14

Strike: subsection (b) in its entirety

And, as amended, be concurred in. Report adopted.

SB 382, be concurred in. Report adopted.

SB 399, third reading copy, be amended as follows:

1. Title, line 4.

Following: "ACT TO"

Strike: "REQUIRE"

Insert: "PROVIDE FOR"

2. Title, lines 5 through 7.

Following: "APPROVAL"

Insert: ","

Strike: remainder of line 5 through "PROVIDING FOR THE" on line 7

Following: "AMENDMENT"

Insert: ","

3. Page 1, line 17 through line 12 on page 2.  
Strike: subsections (2) through (5) in their entirety

4. Page 2, line 13.  
Following: line 12  
Strike: "(6)(a)"  
Insert: "(2)"  
Following: "may"  
Insert: "adopt,"  
Following: "revise"  
Insert: " , "

5. Page 2, line 14.  
Following: "plan"  
Strike: "adopted"

6. Page 2, line 17.  
Following: "7-5-137,"  
Insert: "adopt,"  
Following: "revise"  
Insert: " , "

7. Page 2, line 18.  
Following: "plan"  
Strike: "adopted"

8. Page 2, line 15.  
Following: line 14  
Strike: "(b)"  
Insert: "(3)"

And, as amended, be concurred in. Report adopted.

## REPORTS OF SELECT COMMITTEES

### CONFERENCE COMMITTEE ON HOUSE BILL NO. 301 Report No. 1, March 23, 1981

Mr. President and Speaker of the House:

We, your Conference Committee on House Bill No. 301, met March 23, 1981, and considered:

Senate Standing Committee on Judiciary amendment, dated March 4, 1981.

We recommend that:

The reference copy of House Bill No. 301 be amended as specified in the clerical instructions.

The Conference Committee Report on House Bill No. 301 be adopted.

### CLERICAL INSTRUCTIONS:

1. Page 2, line 24.  
Following: "shall"  
Strike: "MAY"  
Insert: "shall"

FOR THE HOUSE:

Matsko  
Gould

FOR THE SENATE:

O'Hara  
Ryan



Keedy

Van Valkenburg

SELECT COMMITTEE ON WATER (Roth, Chairman):

3/24/81

SB 176, third reading copy, be amended as follows:

1. Page 8, line 21.

Following: "operation"

Insert: "of the appropriation works"

2. Page 13, line 8.

Following: "applicant"

Insert: "unless waived by the department upon a showing of good cause by the applicant"

And, as amended, be concurred in. Report adopted.

SB 243, third reading copy, be amended as follows:

1. Title, line 7.

Strike: "DEPARTMENT"

Insert: "BOARD"

2. Page 1, line 20.

Strike: "department"

Insert: "board"

3. Page 2, line 2.

Following: "divert"

Insert: "from the basin"

4. Page 2, line 4.

Following: "DIVERT"

Insert: "from the basin"

5. Page 2, line 5.

Strike: "department"

Insert: "board"

6. Page 3, line 1.

Following: "DIVERT"

Insert: "from the basin"

7. Page 3, line 3.

Following: "DIVERT"

Insert: "from the basin"

8. Page 3, line 14.

Strike: "department"

Insert: "board"

9. Page 3, line 14.

Following: "85-2-307"

Insert: "(1) and (2)"

10. Page 3, line 16.

Strike: "department"

Insert: "board"

11. Page 4, line 25.

Strike: "department"

Insert: "board"

12. Page 5, line 2.

Strike: "department"

Insert: "board"

13. Page 5, line 9.

Strike: "department"

Insert: "board"

14. Page 6, line 15.

Strike: "department"

Insert: "board"

15. Page 6, line 19.

Following: "Montana"

Insert: "and if the diversion and ultimate use of water will not exceed the allocated share under the compact of any of the signatory states"

16. Page 6, line 20.

Strike: "department"

Insert: "board"

17. Page 6, line 24.

Strike: "department"

Insert: "board"

18. Page 7, line 9.

Strike: "department"

Insert: "board"

19. Page 7, line 14.

Strike: "DEPARTMENT'S"

Insert: "board's"

20. Page 7, line 18.

Following: "chapter 20."

Insert: "The board's consent shall terminate 5 years after the date of issuance of the consent unless the board issues the certificate for the facility in accordance with Title 75, chapter 20, and approval of North Dakota and Wyoming is secured in accordance with Article X of the compact or unless consent is extended by the board."

And, as amended, be concurred in. Report adopted.

### MESSAGES FROM THE OTHER HOUSE

House Bills not concurred in and returned to the House: 3/24/81

House Bill No. 554, introduced by Bergene, Conn, Holliday, Dussault

House Bill No. 574, introduced by Kitselman

House Bill No. 706, introduced by Andreason, Fabrega

House Bill No. 732, introduced by Eudaily

House Bill No. 758, introduced by Roush, Tveit, Towe, et al.

House Bills and House Joint Resolution concurred in and returned to the House: 3/24/81

House Bill No. 174, introduced by Kessler, Burnett, D. O'Hara, et al.

House Bill No. 263, introduced by Mueller, Harp, Seifert, et al.

House Bill No. 264, introduced by Phillips

House Bill No. 275, introduced by Hemstad, Smith, Brand

House Bill No. 520, introduced by Bardanouve

House Bill No. 613, introduced by Schultz

House Bill No. 693, introduced by Feda

House Bill No. 833, introduced by Moore

House Joint Resolution No. 45, introduced by Bardanouve, Hurwitz, Galt

House Bills concurred in as amended and returned to the House for concurrence in Senate Amendments: 3/24/81

House Bill No. 304, introduced by Moore

House Bill No. 424, introduced by D. Brown, Harrington, Daily, et al.

House Bill No. 467, introduced by Sivertsen, Roth, Seifert, et al.

House Bill No. 704, introduced by Dussault

House Bill No. 712, introduced by Hurwitz

House Bill No. 763, introduced by Pistoria, P. Ryan, Meyer, O'Connell

Governor's Amendments to Senate Bill concurred in and transmitted to the House for concurrence in Governor's Amendments: 3/24/81

Governor's Amendments to Senate Bill No. 166, introduced by E. Smith, Hammond, Kolstad, et al.

The Senate, on 3/24/81, acceded to the request of the House of Representatives for the return of Senate Bill No. 278, introduced by Graham, Conroy, and is returning the said bill to the House for further consideration.

### MOTIONS

Representative Moore moved that the House reconsider its action in failing to pass Senate Amendments to HB 239 on Second Reading on the 65th legislative day. Motion carried. (84-9)

Representative Fabrega moved that Senate Amendments to HB 239 be placed at the top of the Second Reading board. Motion carried.

Representative Lund moved that SB 319 be rereferred to the Committee on Appropriations for further work. Motion carried.

Representative Lund moved that HB 700 (the state pay plan) be taken from the Committee on Employee Compensation and rereferred to the Committee on Appropriations. This committee must act on it; then it will be returned to the select committee. Motion carried.

The Speaker announced that the Senate has temporarily suspended the rules to allow appropriation bills to be transmitted from the House until April 3rd, which gives the House 4 more days to complete its work.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following bills were introduced, read first time and referred to committees:

HB 857, introduced by Menahan, Haffey, Brand, Pavlovich, Harrington, McBride, Kanduch, D. Brown, Quilici, Daily, R. Manning, Burnett, Jacobson, Jacobsen, Abrams, Oberg, Moore, Gould, Kemmis, Healy,

Hart, Metcalf, Stimatz, P. Ryan, Manley. Referred to Committee on Appropriations.

HJR 57, introduced by Fabrega, Elliott, Sivertsen, Goodover. Referred to Committee on Taxation.

## **SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Keyser in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Fabrega moved that Senate Amendments to HB 239 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Dozier, Fagg, Hannah, Spilker, Stobie.

Total 5

Excused: Bergene, Pavlovich.

Total 2

Absent or not voting: Hurwitz, Keedy, Marks, Moore, Nordtvedt, Sivertsen, Smith.

Total 7

Representative Pavlovich present at this time.

That HB 155 do pass by the following vote:

Ayes: Anderson, Asay, Azzara, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Brand, Donaldson, Jacobsen, Kanduch, Manning, Mueller, Sales, Shontz, Smith, Underdal, Waldron.



Total 11

Excused: Bergene.

Total 1

Absent or not voting: Abrams, Andreason, Bardanouve, Conroy, Fagg, Harrington, Huennekens.

Total 7

Representative Williams moved that Senate Amendments to HB 618 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.

Total 84

Noes: Harp, Neuman, Sales.

Total 3

Excused: Bergene.

Total 1

Absent or not voting: Abrams, Bardanouve, Cozzens, Devlin, Huennekens, Lund, Manuel, Marks, Moore, Nordtvedt, Smith, Zabrocki.

Total 12

Representative Fagg moved that SB 4 be placed below SB 278. Motion carried.

Representative Williams moved that HJR 46, second reading copy, be amended as follows:

1. Title, lines 9 and 10.

Following: "THAT" on line 9

Strike: "AN APPROPRIATE INTERIM"

Insert: "THE LEGISLATIVE FINANCE"

2. Page 2, line 10.

Following: "That"

Strike: "an appropriate interim"

Insert: "the legislative finance"

3. Page 2, line 12.

Following: "centers,"

Insert: "including the method of financing,"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ernst, Fabrega, Fagg, Fed, Gould, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Jacobsen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Oberg, O'Connell, O'Hara,

Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 76

Noes: Andreason, Dussault, Eudaily, Jensen, Lory, Nilson.

Total 6

Excused: Bergene.

Total 1

Absent or not voting: Azzara, Bennett, Cozzens, Dozier, Ellison, Hannah, Harper, Huennekens, Hurwitz, Iverson, Keedy, Kemmis, Lund, Menahan, Nordtvedt, Sales, Shontz.

Total 17

And HJR 46, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ernst, Fabrega, Fagg, Fedá, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kennerly, Kessler, Kitselman, Kropp, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley.

Total 73

Noes: Andreason, Bennett, Burnett, Dussault, Eudaily, Hannah, Harp, Keyser, Lory, Neuman, Nilson, Vinger.

Total 12

Excused: Bergene.

Total 1

Absent or not voting: Azzara, Cozzens, Dozier, Ellison, Jensen, Keedy, Kemmis, Lund, Menahan, Roth, Sales, Seifert, Waldron, Zabrocki.

Total 14

Representative Conroy moved that SB 278, third reading copy, be amended. Representative Bertelsen moved a substitute amendment. Because of the difficulty in comparing the two amendments orally, Representative Marks moved that SB 278 be placed below SB 4 so that the amendments could be printed and placed on the members' desks. Motion carried.

Representative Ernst moved that SB 4, as amended, be concurred in. Representative Thoft made a substitute motion that SB 4, as amended, be not concurred in. Motion carried by the following vote:

Ayes: Andreason, Azzara, Bardanouve, Bengtson, Conroy, Curtiss, Daily, Donaldson, Dussault, Ellison, Eudaily, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Huennekens, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kessler, Kitselman, Lory, Marks, Matsko, McBride, Metcalf, Moore, Mueller, Nordtvedt, O'Hara, Pavlovich, Quilici, Robbins, Roth, Sivertsen, Spilker, Stobie, Teague, Thoft, Underdal, Vinger, Waldron, Williams, Yardley, Zabrocki.

Total 50

Noes: Abrams, Anderson, Asay, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Devlin, Ellerd, Ernst, Fabrega, Fedá, Hart,

Hemstad, Holliday, Hurwitz, Kanduch, Kennerly, Keyser, Kropp, Manning, Manuel, McLane, Meyer, Neuman, Nilson, Oberg, Phillips, Pistoria, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Switzer, Vincent, Wallin, Winslow.

Total 45

Excused: Bergene.

Total 1

Absent or not voting: Dozier, Lund, Menahan, O'Connell.

Total 4

Representative Conroy moved that SB 278, third reading copy, be amended. Representative Bertelsen moved a substitute amendment. Amendment failed by the following vote:

Ayes: Anderson, Azzara, Bardanouve, Bertelsen, Brand, Conn, Dozier, Dussault, Eudaily, Fabrega, Fagg, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Manning, McBride, Metcalf, Neuman, Nilson, Oberg, Shelden, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 35

Noes: Abrams, Andreason, Asay, Bengtson, Bennett, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fedra, Gould, Hannah, Harp, Hemstad, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keyser, Kropp, Lory, Lund, Manuel, Marks, Matsko, McLane, Menahan, Meyer, Moore, Mueller, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 64

Excused: Bergene.

Total 1

Absent or not voting: None.

Total 0

Representative Conroy moved that SB 278, third reading copy, be amended as follows:

1. Page 2.

Following: line 13

Insert: "(b) ecological fragility in the sense that the hydrologic system associated with the land once affected would have a significant adverse impact to a significant number of the members of species of wildlife or domestic stock."

Reletter: subsequent subsections

Amendment passed by the following vote:

Ayes: Abrams, Andreason, Asay, Bengtson, Bennett, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fedra, Gould, Harp, Harrington, Hemstad, Holliday, Hurwitz, Jacobsen, Kanduch, Keyser, Kropp, Lory, Lund, Manuel, Marks, Matsko, McLane, Menahan, Meyer, Moore, Mueller, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 68



Noes: Anderson, Azzara, Bardanouve, Bertelsen, Brand, Conn, Dussault, Fabrega, Fagg, Hannah, Hanson, Harper, Hart, Huennekens, Iverson, Jensen, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Manning, McBride, Metcalf, Neuman, Oberg, Sheldon, Vincent, Waldron, Williams, Yardley.  
Total 31

Excused: Bergene.

Total 1

Absent or not voting: None.

Total 0

Representative Conroy moved that SB 278, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Asay, Bennett, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fedá, Gould, Hannah, Hemstad, Hurwitz, Iverson, Kanduch, Keyser, Kropp, Lory, Manuel, Marks, Matsko, McLane, Meyer, Moore, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin.

Total 54

Noes: Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Conn, Dozier, Dussault, Fabrega, Fagg, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Jensen, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Manning, McBride, Menahan, Metcalf, Mueller, Neuman, Nilson, Oberg, O'Connell, Sheldon, Teague, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 43

Paired: Spilker, Aye; Bergene, No.

Excused: None.

Total 0

Absent or not voting: Jacobsen, Lund, Sivertsen.

Total 3

Representative Dussault moved that SB 321, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Sheldon, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Brand, Smith, Underdal.

Total 3

Excused: Bergene.

Total 1

Absent or not voting: Bertelsen, Harrington, Kitselman, Lund, Schultz, Seifert.



Total 6

That the Committee rise and report. (Keyser, Chairman). Report adopted. (68-27)

### **SPECIAL ORDERS OF THE DAY**

At the request of Representative Matsko, the House observed a moment of silence in memory of John Krsul, who died in a Billings hospital today. Mr. Krsul was a leader in Montana law enforcement for many years. He became a deputy sheriff of Cascade County in 1947 and was elected sheriff in 1958. He held that post until being appointed U.S. Marshal in 1977. He actively promoted the upgrading of Montana's law enforcement, especially the Montana Law Enforcement Academy in Bozeman.

Representative Fagg moved that the House adjourn until 2:15 p.m., March 26, 1981.

Motion carried.

House adjourned at 6:48 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## SIXTY-SEVENTH LEGISLATIVE DAY

Helena, Montana  
March 26, 1981

House Chambers  
Capitol Building

House convened at 2:20 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Bardanouve, Donaldson, Hurwitz, Jacobsen, Manuel, Moore, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Sixty-sixth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman):

3/26/81

Correctly printed - HB 428, HB 560, HB 655, HB 837.

Correctly engrossed - HB 155, HJR 46, HJR 47.

Correctly enrolled - HB 264, HB 275, HB 520, HB 613, HB 667, HB 833.

Examined by the sponsor (Moore) and found to be correct - HB 833.

Signed by the Speaker at 8:51 p.m., 3/25/81 - HB 257, HB 302, HB 473, HB 643.

Signed by the Speaker at 9:30 a.m., 3/26/81 - HB 15, HB 98, HB 112, HB 147, HB 457, HB 492, HB 525, HB 540, HB 584, HB 625, HB 661, HB 711.

Signed by the Speaker at 3:30 p.m., 3/26/81 - HB 833.

Delivered to the Governor for his approval at 1:30 p.m., 3/26/81 - HB 16, HB 35, HB 67, HB 99, HB 106, HB 284, HB 285, HB 286, HB 296, HB 405, HB 409, HB 411, HB 435, HB 439, HB 452, HB 462, HB 494, HB 522, HB 528, HB 534, HB 535, HB 537, HB 547, HB 630, HB 681, HB 690, HB 748, HB 749.

Delivered to the Governor for his approval at 3:40 p.m., 3/26/81 - HB 833.

APPROPRIATIONS (Lund, Chairman):

3/25/81

HB 355, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Briggs, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 69

Noes: Bennett, Bergene, Bertelsen, Brand, Brown, Ernst, Holliday, Jensen, Kropp, Manning, McLane, Neuman, Nilson, Pavlovich, Roush, Schultz, Teague, Thoft, Underdal.

Total 19

Excused: Bardanouve, Donaldson, Hurwitz, Jacobsen, Manuel, Moore.

Total 6

Absent or not voting: Curtiss, Dussault, Fagg, Sivertsen, Vinger, Winslow.  
Total 6

JUDICIARY (Keyser, Chairman):

3/25/81

SB 289, be not concurred in.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Quilici, Robbins, Roush, Ryan, Schultz, Sheldon, Shontz, Sivertsen, Smith, Switzer, Thoft, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 70

Noes: Abrams, Azzara, Bennett, Burnett, Cozzens, Curtiss, Fagg, Hannah, Hemstad, Kanduch, Matsko, McLane, Nordtvedt, O'Hara, Pistoria, Sales, Seifert, Spilker, Stobie, Teague, Underdal, Vincent.

Total 22

Excused: Bardanouve, Donaldson, Hurwitz, Jacobsen, Manuel, Moore.

Total 6

Absent or not voting: Roth, Vinger.

Total 2

AGRICULTURE, LIVESTOCK AND IRRIGATION (Smith, Chairman):

3/25/81

HJR 54, do pass. Report adopted.

BUSINESS AND INDUSTRY (Fabrega, Chairman):

3/25/81

HJR 55, do pass. Report adopted.

SB 242, be concurred in. Report adopted.

HIGHWAYS AND TRANSPORTATION (Kropp, Chairman):

3/10/81

SB 422, third reading copy, be amended as follows:

1. Title, line 7.

Following: "CONSULTATIONS;"

Insert: "PROVIDING AN IMMEDIATE EFFECTIVE DATE;"

2. Page 3, line 3.

Following: line 2

Insert: "Section 2. Effective date. This act is effective on passage and approval."

And, as amended, be concurred in. Report adopted.

HUMAN SERVICES (Gould, Chairman):

3/25/81

HJR 20, do pass. Report adopted.

HJR 26, introduced bill, be amended as follows:

1. Title, line 6.

Following: "THE"

Strike: remainder of the resolution

Insert: "RESPECTIVE BENEFITS OF INSTITUTIONAL CARE  
AND COMMUNITY CARE FOR RECIPIENTS OF SERVICES IN

YOUTH PROGRAMS; DEVELOPMENTAL DISABILITIES PROGRAMS; AND MENTAL HEALTH, ALCOHOLISM, AND DRUG TREATMENT PROGRAMS AND OF THE FEASIBILITY OF REORGANIZATION OF FUNCTIONS PERFORMED ON BEHALF OF THE RECIPIENT GROUPS.

WHEREAS, Montana's first deinstitutionalization effort was the closure of Twin Bridges Children's Center in 1975 with the resulting movement of dependent children into community group homes and other services; and

WHEREAS, deinstitutionalization of residents of Warm Springs State Hospital and Boulder River School and Hospital started in 1974, resulting in a massive decrease in numbers of persons treated in those institutions as well as a dramatic increase in community programs developed to meet their needs; and

WHEREAS, both community and institutional programs for those suffering from alcohol and drug dependence have been developed in response to federal and state laws which have defined alcoholism as a disease and created sources of funds for treatment; and

WHEREAS, there has been a continuing controversy over the merits of institutional care versus community-based care; and

WHEREAS, four state departments share some of the responsibilities for services to youth, the developmentally disabled, the mentally ill, and the alcohol and drug dependent; and

WHEREAS, decreasing federal funds available for such services require the legislature to make all possible administrative cost savings in order to continue those services which are most beneficial to the recipients.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

That an appropriate interim committee be assigned to study:

- (1) the extent of the need for services to youth, the developmentally disabled, the mentally ill, and the drug dependent;
- (2) the effectiveness of institutional programs and of community-based programs for persons in each of these groups;
- (3) the cost of treatment within institutions and within community-based services;
- (4) the effect on the employees of institutions and of community-based services of any changes recommended;
- (5) alternatives to the existing administrative structure which would provide better service to each group, including combining certain functions within one department or combining some services into regional centers;
- (6) the relationship of community private nonprofit service corporations to the state and ways to clarify duties and responsibilities; and
- (7) alternative financing mechanisms which would allow for the most appropriate treatment to the individual whether in the institutions or in the community.



BE IT FURTHER RESOLVED, that the committee report its findings and recommendations to the 48th Legislature and, if necessary, draft legislation to implement its recommendations."

And, as amended, do pass. Report adopted.

SB 411, be concurred in. Report adopted.

SB 426, third reading copy, be amended as follows:

1. Page 9, line 21.

Following: "(k)"

Strike: "measure, fit, place, or"

And, as amended, be concurred in. Report adopted.

JUDICIARY (Keyser, Chairman):

3/25/81

SB 238, third reading copy, be amended as follows:

1. Title, line 5.

Following: "A"

Strike: "SUCCESSFUL PLAINTIFF"

Insert: "PARTY"

2. Page 2, line 7.

Following: "vehicle"

Insert: "if he is entitled to attorney's fees under [section 3]"

3. Page 2, line 18.

Following: line 17

Strike: "EQUAL TO OR greater than"

Insert: "closer in value to"

4. Page 2, line 20.

Following: "agent"

Insert: "than the amount contained in the defendant's last written offer to the plaintiff"

5. Page 2, line 25.

Following: "."

Insert: "If the reverse is true of the plaintiff's judgment in relation to his and the defendant's last offer or if the defendant prevails at trial, the court shall allow defendant's reasonable attorney's fee, which shall be fixed by the court."

6. Page 3, line 1.

Following: "offer"

Strike: ", after having been"

Insert: "within 15 days of the date"

7. Page 3, line 2.

Following: "plaintiff,"

Strike: "before the filing of"

Insert: "the plaintiff may file"

Following: "action"

Strike: ", the"

8. Page 3, line 3.

Following: line 2

Strike: "plaintiff"

Insert: "and"

And, as amended, be concurred in. Report adopted.

TAXATION (Nordtvedt, Chairman):

3/26/81

HJR 52, introduced bill, be amended as follows:

1. Page 1, line 15.  
Following: "been"  
Strike: "valued"  
Insert: "appraised"  
Following: "for"  
Strike: "the"

2. Page 1, line 24.  
Following: "the"  
Insert: "appraised"

3. Page 2, line 6.  
Following: "a"  
Strike: "10%"  
Insert: "12%"

4. Page 2.  
Following: line 7  
Strike: "\$2,205,000"  
Insert: "\$2,646,000"

5. Page 3, line 7.  
Following: "of"  
Strike: "10%"  
Insert: "12%"

And, as amended, do pass. Report adopted.

## REPORTS OF SELECT COMMITTEES

### FREE CONFERENCE COMMITTEE ON HOUSE BILL NO. 9

Report No. 1, March 19, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on House Bill No. 9, met March 19, 1981, and considered:

Senate Standing Committee on Judiciary amendment, dated March 9, 1981.

We recommend that:

The Senate recede from Committee amendment no. 1.

The reference copy of House Bill No. 9 be amended as specified in the clerical instructions.

The Free Conference Committee Report on House Bill No. 9 be adopted.

### CLERICAL INSTRUCTIONS:

1. Page 2, lines 13 and 14.  
Following: line 12  
Strike: subsection (e) in its entirety  
Insert: "(e) 3 days per month for those inmates participating in self improvement activities designated by the department."

FOR THE HOUSE:

Yardley

FOR THE SENATE:

Crippen

Seifert  
Bennett

Olson  
Ryan

### MESSAGES FROM THE GOVERNOR

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

3/26/81

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return Senate Bill No. 49, "AN ACT TO REQUIRE THAT INSURERS AND HEALTH SERVICE CORPORATIONS TRANSACTING HEALTH INSURANCE IN THIS STATE OFFER AN OPTION FOR HOME HEALTH CARE UNDER HOSPITAL AND MEDICAL SERVICES POLICIES AND CONTRACTS," without my signature and recommend the attached amendment.

In the introduced bill the phrase "hospital and medical expenses incurred insurance policies" was used in Section 2 to describe one type of policy which would come within the coverage of the act. During the legislative process the section was amended in such a way that the intended function of the phrase as a discrete modifying unit was destroyed, rendering continued use of the phrase superfluous and confusing.

The proposed amendment eliminates the unnecessary language and confusion and emphasizes the expressed intention that the act apply to group plans.

I urge your concurrence in this amendment.

Sincerely,

TED SCHWINDEN  
Governor

#### GOVERNOR'S PROPOSED AMENDMENT TO SENATE BILL NO. 49

1. Page 2, line 4.  
Following: line 3  
Strike: "under hospital and medical expenses incurred"

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

3/26/81

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Representative Marks and Senator Turnage:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return Senate Bill 85, "AN ACT TO MAKE RAFFLE PRIZE RESTRICTIONS NONAPPLICABLE TO NONPROFIT CORPORATIONS, RELIGIOUS CORPORATIONS SOLE, AND OTHER NONPROFIT ORGANIZATIONS WHEN THE PROCEEDS OF A RAFFLE ARE USED FOR CHARITABLE PURPOSES," without my signature and recommend the attached amendments.

Senate Bill 85 intends to exempt a nonprofit corporation, religious corporation sole, and other nonprofit organization from the restrictions set forth in Section 23-5-413, MCA, when the proceeds of a raffle are used for charitable purposes. As adopted it is not clear whether a single nonprofit corporation, religious corporation sole, or other nonprofit organization conducting a raffle would benefit from the exemption.

I am proposing amendments so as to ensure that when one or more nonprofit corporations, religious corporations sole, or other nonprofit organizations conduct a raffle, and the proceeds of the raffle are used for charitable purposes, the corporation or organization will be exempt from the restrictions set forth in Section 23-5-413, MCA.

I urge your concurrence in these amendments.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENTS  
TO SENATE BILL NO. 85

1. Page 1, line 13.  
Following: "by"  
Insert: "a"  
Following: "nonprofit"  
Strike: "corporations"  
Insert: "corporation"
2. Page 1, line 14.  
Following: line 13  
Strike: "corporations"  
Insert: "corporation"  
Following: "nonprofit"  
Strike: "organizations"  
Insert: "organization"

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

3/26/81

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return Senate Bill No. 161, "AN ACT TO ADOPT THE REVISED UNIFORM LIMITED



PARTNERSHIP ACT; REPEALING SECTIONS 35-12-101 THROUGH 35-12-403, MCA," without my signature and recommend the attached amendments.

I am proposing amendments to SB 161 solely for the purpose of correcting internal cross-references.

I urge your concurrence in these amendments.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENTS  
TO SENATE BILL NO. 161

1. Page 9, line 12.  
Following: "47"  
Insert: "(3)"
2. Page 16, line 13.  
Following: "by ["  
Strike: "section"  
Insert: "sections"  
Following: "5(2)(a)"  
Insert: "and 5(2)(b)"
3. Page 23, line 24.  
Following: "section"  
Strike: "41(2)"  
Insert: "41(3)"

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

March 25, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 351, 407, 449, 685.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

March 26, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 100, 154, 172, 288, 324, 495, 812, 833.

Sincerely,

TED SCHWINDEN  
Governor

### MESSAGES FROM THE OTHER HOUSE

The Senate, on 3/25/81, requested the return of the following House Bill for further consideration:

House Bill No. 237, introduced by McBride, Brown

The Senate, on 3/26/81, cancelled their request for the return of the following House Bill for further consideration:

House Bill No. 237, introduced by McBride, Brown

Senate Joint Resolution passed and transmitted to the House for concurrence: 3/25/81

Senate Joint Resolution No. 26, introduced by Thomas

Senate Bill passed as amended and transmitted to the House for concurrence: 3/25/81

Senate Bill No. 409, introduced by Manning, Galt

House Bills indefinitely postponed and returned to the House: 3/25/81

House Bill No. 162, introduced by Gould

House Bill No. 595, introduced by Sivertsen, Nordtvedt, Seifert, et al.

House Bill No. 440, introduced by Jensen, Keyser, Ryan

House Bills not concurred in and returned to the House: 3/25/81

House Bill No. 8, introduced by Yardley

House Bill No. 188, introduced by Sales

House Bill No. 214, introduced by Keedy

House Bill No. 273, introduced by Metcalf, Pistoria, Manning, et al.

House Bill No. 577, introduced by Harrington

House Bill No. 686, introduced by McLane, Williams, Ellerd, Donaldson

House Amendments to Senate Bill concurred in: 3/25/81

House Amendments to Senate Bill No. 255, introduced by Turnage, Hammond, Galt, et al.

House Bills concurred in and returned to the House: 3/25/81

House Bill No. 343, introduced by Harp, Dussault, Vinger, B. Brown

House Bill No. 408, introduced by Cozzens

House Bills concurred in as amended and returned to the House for concurrence in Senate Amendments: 3/25/81

House Bill No. 26, introduced by Moore, D. Brown, Pavlovich

House Bill No. 370, introduced by Underdal, Conroy, Devlin, Lund, Switzer

The Senate, on 3/26/81, dissolved the Conference Committee on Senate Bill No. 125 and appointed a Free Conference Committee to meet with a like committee from the House to confer on Senate Bill No. 125.

The President appointed the following members:

Senator Hammond, Chairman  
Senator Galt  
Senator Mazurek

### MOTIONS

Representative Kemmis moved that consideration on HB 428 be passed until the 68th legislative day. Motion carried.

Representative Fagg moved that the rules be temporarily suspended to allow the acceptance of Senate revenue bills until April 3, 1981, at 5:00 p.m. Motion carried.

Representative Lund moved that consideration on HB 560 be passed for the day for the purpose of amendment. Motion carried.

The Long Range Building Committee present at this time.

Representative Ernst moved that the House reconsider its action in failing to pass SB 4 on Second Reading on the 66th legislative day. After some debate, Representative Feda moved the previous question. Motion carried. Thereupon, the motion to reconsider carried. (53-42)

Representative Ellerd moved that the rules be temporarily suspended for the drafting and introduction of a bill to change the effective date of a bill already passed and signed by the Governor.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 858, introduced by Keedy, Anderson, Conn, Fabrega, McBride.  
Referred to Committee on Appropriations.

HB 859, introduced by Fagg, Hannah, Winslow, D. O'Hara, Cozzens, Keating, Conover, Andreason, Kitselman, J. O'Hara, Burnett, Vinger, Hager, Teague, Ochsner, Crippen, Dover. Referred to Committee on Taxation.

HJR 58, introduced by Nordtvedt, Sales, Ellerd, Wallin. Referred to Committee on State Administration.

HJR 59, introduced by R. Anderson, B. Brown, Stephens, Harp, Roush, Bergene, Andreason, Elliott, Kolstad, Fabrega, Conn, Dussault, Roth, Kemmis, Kessler, Bennett, Fagg, Lund, Hemstad, Sivertsen, Iverson, P. Ryan, Seifert, Mazurek, Matsko, Keedy, Donaldson, Meyer, Hammond, Keyser, Ellerd, Galt, Etchart, Aklestad, E. Smith, Nelson, Severson, Dover, Olson, Jacobson, Johnson, Van Valkenburg, Kitselman, Himsl, Vincent, C. Smith, Hafferman, Mueller, S. Brown, Winslow, Haffey, Hager, Story, Wallin. Referred to Committee on Business and Industry.

The following Senate bills were introduced, read first time and referred to committees:

SB 409, introduced by Manning, Galt, (By Request of the Governor).  
Referred to Select Committee on Water.

SJR 26, introduced by Thomas. Referred to Committee on Taxation.

**THIRD READING OF BILLS**

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Senate Amendments to House Bill No. 238 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Switzer, Teague, Thoft, Underdal, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Bardanouve, Dozier, Fagg, Hannah, Neuman, Spilker, Stobie, Vincent.

Total 8

Excused: Jacobsen.

Total 1

Absent or not voting: Conn, Hurwitz, Vinger.

Total 3

House Joint Resolution No. 47 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Nilson, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Shontz, Sivertsen, Spilker, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 71

Noes: Burnett, Conroy, Ellerd, Hannah, Hanson, Harp, Jensen, Kropp, Lory, Matsko, Moore, Mueller, Neuman, Oberg, O'Hara, Sales, Schultz, Seifert, Shelden, Smith, Stobie, Switzer, Thoft, Underdal.

Total 24

Excused: Jacobsen.

Total 1

Absent or not voting: Conn, Hurwitz, Teague, Vinger.

Total 4

Senate Bill No. 239, as amended, was concurred in by the following vote:

Ayes: Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp,



Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Zabrocki, Mr. Speaker.

Total 78

Noes: Abrams, Asay, Brand, Brown, Burnett, Conroy, Cozzens, Curtiss, Ernst, Huennekens, Neuman, Nordtvedt, Smith, Stobie, Underdal, Winslow, Yardley.

Total 17

Excused: Jacobsen.

Total 1

Absent or not voting: Conn, Hurwitz, Roth, Vinger.

Total 4

Senate Bill No. 308, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Hannah.

Total 1

Excused: Jacobsen.

Total 1

Absent or not voting: Conn, Ellison, Hurwitz, Teague, Vinger.

Total 5

Senate Bill No. 330 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Bennett, Burnett, Huennekens, Keyser, McLane, Oberg, Roth, Smith, Stobie, Switzer.

Total 10

Excused: Jacobsen.

Total 1

Absent or not voting: Ellison, Hurwitz, Vinger.

Total 3

Senate Bill No. 333 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Hemstad, Stobie.

Total 2

Excused: Jacobsen.

Total 1

Absent or not voting: Fagg, Hurwitz, Kemmis, Vinger.

Total 4

Senate Bill No. 334 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Azzara, Bardanouve, Hemstad.

Total 3

Excused: Jacobsen.

Total 1

Absent or not voting: Hurwitz, Nordtvedt, Vinger.

Total 3

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Vincent in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

The Committee on Local Government excused at this time.

Representative Matsko moved that the Conference Committee Report on HB 301 be placed at the top of the Second Reading board. Motion carried.

Representative Matsko moved that the Conference Committee Report on HB 301 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Eudaily, Fabrega, Fagg, Feda, Hanson, Harp, Harper, Harrington, Hart, Huennekens, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kropp, Lory, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, O'Connell, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Zabrocki.

Total 69

Noes: Oberg, Yardley.

Total 2

Excused: Andreason, Azzara, Bergene, Bertelsen, Dussault, Gould, Hannah, Holliday, Hurwitz, Jacobsen, Kessler, Kitselman, McBride, Neuman, Pistoria, Sales, Waldron.

Total 17

Absent or not voting: Bennett, Brand, Ellison, Ernst, Hemstad, Lund, Manning, Marks, O'Hara, Quilici, Shelden, Vinger.

Total 12

That HB 655 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kropp, Lory, Manuel, McLane, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Robbins, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 68

Noes: Smith.

Total 1

Excused: Andreason, Azzara, Bergene, Bertelsen, Dussault, Gould, Hannah, Holliday, Hurwitz, Jacobsen, Kessler, Kitselman, Matsko, McBride, Neuman, Pistoria, Sales, Switzer, Waldron.

Total 19

Absent or not voting: Brand, Cozzens, Ellerd, Lund, Manning, Marks, Menahan, Oberg, Quilici, Roth, Shelden, Vinger.

Total 12

Representative Anderson excused at this time.



Representative Nilson moved that SB 418, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Asay, Bardanouve, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Fedá, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Iverson, Jensen, Kanduch, Keedy, Kennerly, Keyser, Kropp, Lory, Manning, Manuel, Marks, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Zabrocki.  
Total 66

Noes: Azzara, Bengtson, Ernst, Stobie.  
Total 4

Excused: Anderson, Andreason, Bergene, Bertelsen, Dussault, Gould, Hannah, Holliday, Hurwitz, Jacobsen, Kessler, Kitselman, Matsko, McBride, Neuman, Pistoria, Sales, Switzer, Waldron.  
Total 19

Absent or not voting: Bennett, Brand, Conroy, Cozzens, Kemmis, Lund, Nordtvedt, Quilici, Shelden, Vinger, Yardley.  
Total 11

Representative Metcalf moved that SB 390, third reading copy, be amended as follows:

1. Title, line 7.  
Following: "ADDING"  
Strike: "A PUBLIC MEMBER"  
Insert: "TWO PUBLIC MEMBERS"

2. Page 6, line 24.  
Following: "~~three~~"  
Strike: "four"  
Insert: "five"

3. Page 7, line 4.  
Following: "and"  
Strike: "one member"  
Insert: "two members"

Amendment passed by the following vote:

Ayes: Abrams, Asay, Bardanouve, Bennett, Briggs, Brown, Conn, Conroy, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fedá, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kropp, Lory, Manning, Manuel, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Schultz, Shontz, Sivertsen, Smith, Spilker, Teague, Thoft, Vincent, Wallin, Williams, Yardley, Zabrocki.  
Total 61

Noes: Azzara, Bengtson, Burnett, Ernst, McLane.  
Total 5

Excused: Anderson, Andreason, Bergene, Bertelsen, Dussault, Gould, Hannah, Holliday, Hurwitz, Jacobsen, Kessler, Kitselman, Matsko, McBride, Neuman, Pistoria, Sales, Switzer, Waldron.  
Total 19



Absent or not voting: Brand, Cozzens, Curtiss, Fagg, Iverson, Lund, Marks, Nordtvedt, Quilici, Seifert, Shelden, Stobie, Underdal, Vinger, Winslow.

Total 15

Representative Nilson moved that SB 390, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Asay, Bengtson, Bennett, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Feda, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kropp, Lory, Manning, Manuel, Marks, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 67

Noes: Azzara, Burnett, Ernst, McLane, Smith.

Total 5

Excused: Anderson, Andreason, Bergene, Bertelsen, Dussault, Gould, Hannah, Holliday, Hurwitz, Jacobsen, Kessler, Kitselman, Matsko, McBride, Neuman, Pistoria, Sales, Switzer, Waldron.

Total 19

Absent or not voting: Bardanouve, Brand, Cozzens, Fagg, Lund, Quilici, Shelden, Teague, Vinger.

Total 9

Representative Meyer moved that SB 342, third reading copy, be amended as follows:

1. Title, line 10.

Following: "MCA"

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 10.

Following: line 11

Insert: "Section 8. Effective date. This act is effective on passage and approval."

Amendment passed by the following vote:

Ayes: Abrams, Asay, Azzara, Bengtson, Bennett, Briggs, Brown, Conn, Conroy, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kropp, Lory, Manning, Manuel, Marks, Menahan, Metcalf, Meyer, Mueller, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Thoft, Underdal, Vincent, Wallin, Winslow, Yardley, Zabrocki.

Total 64

Noes: Burnett, Curtiss, McLane, Moore, Ryan.

Total 5

Excused: Anderson, Andreason, Bergene, Bertelsen, Dussault, Gould, Hannah, Holliday, Hurwitz, Jacobsen, Kessler, Kitselman, Matsko, McBride, Neuman, Pistoria, Sales, Switzer, Waldron.

Total 19

Absent or not voting: Bardanouve, Brand, Cozzens, Dozier, Fagg, Lund, Nilson, Quilici, Shelden, Teague, Vinger, Williams.

Total 12

Representative Meyer moved that SB 342, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Asay, Azzara, Bengtson, Bennett, Brand, Briggs, Brown, Conn, Daily, Donaldson, Dozier, Ellison, Eudaily, Fabrega, Feda, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Lory, Manning, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Seifert, Shontz, Sivertsen, Teague, Underdal, Vincent, Wallin, Williams, Yardley.

Total 53

Noes: Burnett, Conroy, Curtiss, Devlin, Ellerd, Ernst, Keyser, Kropp, Manuel, Marks, McLane, Moore, O'Connell, Ryan, Schultz, Smith, Spilker, Stobie, Thoft, Winslow, Zabrocki.

Total 21

Excused: Anderson, Andreason, Bergene, Bertelsen, Dussault, Gould, Hannah, Holliday, Hurwitz, Jacobsen, Kessler, Kitselman, Matsko, McBride, Neuman, Pistoria, Sales, Switzer, Waldron.

Total 19

Absent or not voting: Bardanouve, Cozzens, Fagg, Lund, Quilici, Shelden, Vinger.

Total 7

Representative Donaldson moved that the Governor's Amendments to SB 166 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Asay, Bengtson, Bennett, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kropp, Lory, Manning, Manuel, Marks, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 72

Noes: None.

Total 0

Excused: Anderson, Andreason, Azzara, Bergene, Bertelsen, Dussault, Gould, Hannah, Holliday, Hurwitz, Jacobsen, Kessler, Kitselman, Matsko, McBride, Neuman, Pistoria, Sales, Switzer, Waldron.

Total 20

Absent or not voting: Bardanouve, Cozzens, Fagg, Lund, Nordtvedt, Quilici, Shelden, Vinger.

Total 8

Representative Seifert moved that SB 391, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Asay, Bengtson, Bennett, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Iverson, Jensen, Kanduch, Keedy, Kemmis,

Kennerly, Keyser, Kropp, Lory, Manning, Manuel, Marks, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 70

Noes: None.

Total 0

Excused: Anderson, Andreason, Azzara, Bergene, Bertelsen, Dussault, Gould, Hannah, Holliday, Hurwitz, Jacobsen, Kessler, Kitselman, Matsko, McBride, Neuman, Pistoria, Sales, Switzer, Waldron.

Total 20

Absent or not voting: Bardanouve, Cozzens, Donaldson, Fagg, Lund, Moore, Nordtvedt, Quilici, Shelden, Vinger.

Total 10

Representative Hurwitz present at this time.

Representative Bennett moved that SB 398, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Asay, Bengtson, Bennett, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kropp, Lory, Manning, Manuel, Marks, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 70

Noes: Azzara, Brand.

Total 2

Excused: Anderson, Andreason, Bergene, Bertelsen, Dussault, Gould, Hannah, Holliday, Jacobsen, Kessler, Kitselman, Matsko, McBride, Neuman, Pistoria, Sales, Switzer, Waldron.

Total 18

Absent or not voting: Bardanouve, Cozzens, Donaldson, Fagg, Lund, Moore, Nordtvedt, Quilici, Shelden, Thoft.

Total 10

Representative Seifert moved that SB 400 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Asay, Azzara, Bengtson, Bennett, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Hanson, Harp, Harper, Harrington, Hemstad, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kropp, Lory, Manning, Manuel, Marks, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 72

Noes: None.

Total 0



Excused: Anderson, Andreason, Bergene, Bertelsen, Dussault, Gould, Hannah, Holliday, Jacobsen, Kessler, Kitselman, Matsko, McBride, Neuman, Pistoria, Sales, Switzer, Waldron.

Total 18

Absent or not voting: Bardanouve, Cozzens, Donaldson, Fagg, Hart, Lund, Moore, Nordtvedt, Quilici, Vinger.

Total 10

Representative Thoft excused at this time.

Representative Kemmis moved that SB 162, third reading copy, be amended. Amendment failed by the following vote:

Ayes: Abrams, Brand, Dozier, Hanson, Hart, Huennekens, Kanduch, Kemmis, Kennerly, Lory, Manning, Manuel, Menahan, Metcalf, Nilson, Oberg, O'Connell, Shelden, Shontz, Williams.

Total 20

Noes: Asay, Bardanouve, Bengtson, Bennett, Briggs, Burnett, Conn, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Harp, Harper, Harrington, Hemstad, Hurwitz, Iverson, Jensen, Keedy, Keyser, Lund, Marks, McLane, Meyer, Mueller, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Sivertsen, Smith, Spilker, Teague, Underdal, Vincent, Wallin, Winslow, Yardley.

Total 48

Excused: Anderson, Andreason, Azzara, Bergene, Bertelsen, Dussault, Gould, Hannah, Holliday, Jacobsen, Kessler, Kitselman, Matsko, McBride, Neuman, Pistoria, Sales, Switzer, Thoft, Waldron.

Total 20

Absent or not voting: Brown, Conroy, Cozzens, Ernst, Feda, Kropp, Moore, Nordtvedt, Quilici, Stobie, Vinger, Zabrocki.

Total 12

Representative Keedy moved that SB 162, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Asay, Bardanouve, Bengtson, Bennett, Briggs, Burnett, Conn, Curtiss, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kennerly, Keyser, Lory, Lund, Manning, Manuel, Marks, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Roth, Roush, Schultz, Shontz, Sivertsen, Spilker, Teague, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 61

Noes: Brand, Daily, Feda, Kemmis, Oberg, Robbins, Ryan, Seifert, Smith.

Total 9

Excused: Anderson, Andreason, Azzara, Bergene, Bertelsen, Dussault, Gould, Hannah, Holliday, Jacobsen, Kessler, Kitselman, Matsko, McBride, Neuman, Pistoria, Sales, Switzer, Thoft, Waldron.

Total 20

Absent or not voting: Brown, Conroy, Cozzens, Donaldson, Fagg, Kropp, Moore, Shelden, Stobie, Vinger.

Total 10

Representative Seifert moved that SB 428, as amended, be concurred in. Motion carried by the following vote:



Ayes: Asay, Bengtson, Bennett, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Harp, Harper, Hemstad, Hurwitz, Iverson, Kanduch, Keedy, Kennerly, Keyser, Kropp, Lory, Manuel, Marks, McLane, Meyer, Mueller, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Underdal, Vincent, Wallin, Winslow, Zabrocki.

Total 52

Noes: Bardanouve, Brand, Brown, Daily, Dozier, Hanson, Harrington, Hart, Huennekens, Kemmis, Manning, Menahan, Metcalf, Nilson, Oberg, O'Connell, Pavlovich, Quilici, Shelden, Teague, Yardley.

Total 21

Excused: Anderson, Andreason, Azzara, Bergene, Bertelsen, Dussault, Gould, Hannah, Holliday, Jacobsen, Kessler, Kitselman, Matsko, McBride, Neuman, Pistoria, Sales, Switzer, Thoft, Waldron.

Total 20

Absent or not voting: Abrams, Ellison, Jensen, Lund, Moore, Vinger, Williams.

Total 7

Representative Brand moved that SB 320, third reading copy, be amended as follows:

1. House Committee of the Whole amendments, dated 3/21/81.

Strike: amendments no. 4 and 5

2. Page 1, line 18.

Following: "A"

Strike: "person described in subsection (1)"

Insert: "resident who is 65 years of age or older"

Amendment passed by the following vote:

Ayes: Abrams, Asay, Bardanouve, Bengtson, Bennett, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Hurwitz, Iverson, Jensen, Kanduch, Kemmis, Kennerly, Keyser, Kropp, Lory, Manning, Manuel, Marks, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Teague, Underdal, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 69

Noes: O'Connell.

Total 1

Excused: Anderson, Andreason, Azzara, Bergene, Bertelsen, Dussault, Gould, Hannah, Holliday, Jacobsen, Kessler, Kitselman, Matsko, McBride, Neuman, Pistoria, Sales, Switzer, Thoft, Waldron.

Total 20

Absent or not voting: Burnett, Conroy, Huennekens, Keedy, Lund, Moore, Nordtvedt, Smith, Vinger, Winslow.

Total 10

Representative Brand moved that SB 320, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Asay, Bengtson, Brand, Brown, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fedá, Harper,

Harrington, Hart, Hemstad, Huennekens, Kanduch, Kemmis, Kennerly, Keyser, Kropp, Manning, Manuel, Marks, McLane, Metcalf, Meyer, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Schultz, Shelden, Sivertsen, Spilker, Teague, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 53

Noes: Bennett, Ellison, Fagg, Hanson, Harp, Hurwitz, Jensen, Keedy, Lory, Lund, Mueller, Nordtvedt, Ryan, Seifert, Smith, Stobie, Underdal.

Total 17

Excused: Anderson, Andreason, Azzara, Bergene, Bertelsen, Dussault, Gould, Hannah, Holliday, Jacobsen, Kessler, Kitselman, Matsko, McBride, Neuman, Pistoria, Sales, Switzer, Thoft, Waldron.

Total 20

Absent or not voting: Bardanouve, Briggs, Burnett, Conroy, Cozzens, Iverson, Menahan, Moore, Shontz, Vinger.

Total 10

The Committee on Local Government present at this time.

Representative Pavlovich moved that SB 461 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Brown, Conn, Conroy, Curtiss, Daily, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Huennekens, Hurwitz, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McLane, Metcalf, Meyer, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Ryan, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 69

Noes: Briggs, Burnett, Devlin, Ellerd, Harp, Mueller, Phillips, Roth, Schultz, Winslow.

Total 10

Excused: Anderson, Azzara, Bergene, Hannah, Holliday, Jacobsen, Kessler, Kitselman, McBride, Sales, Switzer, Thoft, Waldron.

Total 13

Absent or not voting: Cozzens, Donaldson, Iverson, Menahan, Moore, O'Hara, Underdal, Vinger.

Total 8

Representative Wallin moved that SB 462 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Briggs, Burnett, Conn, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 82

Noes: Shontz.

Total 1

Excused: Anderson, Bergene, Hannah, Jacobsen, McBride, Thoft, Waldron.

Total 7

Absent or not voting: Brown, Conroy, Cozzens, Curtiss, Donaldson, Moore, O'Hara, Pavlovich, Vinger, Winslow.

Total 10

Representative Spilker moved that SB 481, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 80

Noes: None.

Total 0

Excused: Anderson, Jacobsen, Thoft, Waldron.

Total 4

Absent or not voting: Azzara, Bardanouve, Conroy, Cozzens, Curtiss, Donaldson, Ernst, Fagg, Hannah, Lund, Moore, Roth, Sales, Seifert, Sivertsen, Winslow.

Total 16

Representative Mueller moved that SJR 11 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Curtiss, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Smith, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: None.

Total 0

Excused: Anderson, Jacobsen, Thoft.

Total 3

Absent or not voting: Andreason, Bardanouve, Bengtson, Conn, Conroy, Cozzens, Donaldson, Dozier, Fagg, Hannah, Sales, Sivertsen, Spilker, Waldron.

Total 14



Representative Eudaily moved that consideration on SJR 13 be passed for the day. Motion carried.

Representative Underdal moved that SJR 16 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Curtiss, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.  
Total 80

Noes: None.  
Total 0

Excused: Anderson, Jacobsen, Thoft.  
Total 3

Absent or not voting: Andreason, Bengtson, Bergene, Conn, Conroy, Cozzens, Donaldson, Dozier, Fagg, Hurwitz, Jensen, Lund, Manning, Quilici, Sivertsen, Spilker, Yardley.  
Total 17

Representative Underdal moved that SJR 18 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kropp, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.  
Total 84

Noes: Kessler.  
Total 1

Excused: Anderson, Jacobsen, Thoft.  
Total 3

Absent or not voting: Bardanouve, Bengtson, Bennett, Conroy, Cozzens, Donaldson, Dozier, Kitselman, Lory, Moore, Quilici, Yardley.  
Total 12

Representatives Conn and Quilici excused at this time.

Representative Asay moved that SB 370, third reading copy, be amended as follows:

1. Page 7, line 1.  
Following: "beef"
- Strike: "which"



Insert: "may"

2. Page 7, line 2.

Strike: "must"

Following: "a"

Strike: "maximum"

3. Page 7, line 4.

Following: "beef"

Strike: "must"

Insert: "may"

4. Page 7, line 5.

Following: "a"

Strike: "maximum"

5. Page 7, line 7.

Strike: "must"

Insert: "may"

Following: "a"

Strike: "maximum"

Amendment passed by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bengtson, Bergene, Brand, Briggs, Brown, Burnett, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kropp, Lund, Manning, Manuel, Marks, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Stobie, Switzer, Teague, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 77

Noes: Fabrega, Harper, Kennerly, McBride, O'Connell, Vincent.

Total 6

Excused: Anderson, Conn, Jacobsen, Quilici, Thoft.

Total 5

Absent or not voting: Bardanouve, Bennett, Bertelsen, Conroy, Dozier, Kitselman, Lory, Oberg, Pistoria, Shelden, Spilker, Yardley.

Total 12

Representative Conn present at this time.

Representative Ellerd moved that SB 370, third reading copy, be further amended as follows:

1. Page 7, line 5.

Following: "than"

Strike: "24%"

Insert: "21%"

Amendment passed by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hanson, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, McBride, McLane,

Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Robbins, Roush, Sales, Shontz, Sivertsen, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 65

Noes: Bardanouve, Briggs, Burnett, Cozzens, Curtiss, Devlin, Gould, Harper, Hurwitz, Kanduch, Matsko, Moore, Neuman, Phillips, Roth, Ryan, Schultz, Smith, Spilker, Stobie, Switzer, Winslow.

Total 22

Excused: Anderson, Jacobsen, Quilici, Thoft.

Total 4

Absent or not voting: Conroy, Hannah, Harp, Kropp, Lund, Manuel, Marks, Seifert, Shelden.

Total 9

Representative Andreason moved that SB 370, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Gould, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Jensen, Kemmis, Kennerly, Kitselman, Kropp, Lory, Lund, Manning, Marks, McBride, McLane, Menahan, Metcalf, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Ryan, Sales, Schultz, Shelden, Spilker, Stobie, Teague, Waldron, Wallin, Williams, Zabrocki.

Total 55

Noes: Bardanouve, Bengtson, Conn, Cozzens, Dozier, Dussault, Eudaily, Fagg, Feda, Hannah, Hanson, Hemstad, Hurwitz, Kanduch, Keedy, Kessler, Keyser, Manuel, Matsko, Meyer, Moore, Neuman, O'Connell, Phillips, Pistoria, Robbins, Roth, Roush, Seifert, Shontz, Sivertsen, Smith, Switzer, Underdal, Vincent, Vinger, Winslow, Yardley.

Total 38

Excused: Anderson, Jacobsen, Quilici, Thoft.

Total 4

Absent or not voting: Bennett, Conroy, Iverson.

Total 3

Representative Marks moved that consideration on SB 55 be passed for the day. Motion carried.

Representative Sales moved that SB 64 be concurred in. Representative Fagg made a substitute motion that consideration on SB 64 be passed for the day. Motion carried.

Representative Metcalf in the Chair.

Representative Moore moved that SB 124 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria,

Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Anderson, Jacobsen, Quilici, Thoft.

Total 4

Absent or not voting: Bengtson, Burnett, Conroy, Devlin, Harrington, Kanduch, Kessler, Smith.

Total 8

Representative Menahan moved that SB 193 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 80

Noes: Burnett, Hannah, Keedy, Neuman, O'Hara, Sales.

Total 6

Excused: Anderson, Jacobsen, Quilici, Thoft.

Total 4

Absent or not voting: Bengtson, Conroy, Cozzens, Devlin, Kessler, Lund, Nordtvedt, Seifert, Smith, Yardley.

Total 10

Representative Menahan moved that SB 195 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: Azzara, Burnett, Daily, Donaldson, Hannah, Harper, Jensen, Keedy, Keyser, Marks, O'Hara, Roth, Switzer.

Total 13

Excused: Anderson, Jacobsen, Quilici, Thoft.

Total 4

Absent or not voting: Bengtson, Conroy, Cozzens, Lund, Nordtvedt, Smith.

Total 6

Representative Sales moved that SB 217 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Burnett.

Total 1

Excused: Anderson, Jacobsen, Quilici, Thoft.

Total 4

Absent or not voting: Bengtson, Conroy, Cozzens, McBride, Nordtvedt, Ryan, Sivertsen, Smith.

Total 8

Representative Yardley moved that SB 268 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Anderson, Jacobsen, Quilici, Thoft.

Total 4

Absent or not voting: Bengtson, Conroy, Iverson, Keedy, Nordtvedt, Pavlovich, Sivertsen, Smith, Winslow.

Total 9

Representative Vincent in the Chair.

Representative Kanduch moved that SB 273 be concurred in. Motion carried by the following vote:

Ayes: Andreason, Asay, Bennett, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko,



Meyer, Moore, Mueller, O'Hara, Pavlovich, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Spilker, Stobie, Switzer, Underdal, Vinger, Wallin, Winslow.

Total 53

Noes: Abrams, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Conn, Donaldson, Dozier, Dussault, Fabrega, Harper, Harrington, Hart, Holliday, Huennekens, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pistoria, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 41

Excused: Anderson, Jacobsen, Quilici, Thoft.

Total 4

Absent or not voting: McLane, Smith.

Total 2

That the Committee rise and report. (Vincent, Chairman). Representative Vincent moved the adoption of the Committee of the Whole Report. Representative Keedy made a substitute motion to segregate SB 268 from the committee report. Motion carried. (73-19) Thereupon, the Committee of the Whole Report, as amended, was adopted. (81-9)

### MOTIONS

Representative Fagg moved that consideration on SJR 2, SJR 8, SJR 13, and SJR 25 be passed until the 71st legislative day. Motion carried.

Representative Fagg moved that the Conference Committee on SB 125 be dissolved and that the Speaker be authorized to appoint a Free Conference Committee on SB 125. Motion carried.

Representative Ellerd moved that further consideration on SB 4 be passed until the 71st legislative day. Motion carried.

### UNFINISHED BUSINESS

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 125:

Anderson, Chairman

Hanson

Holliday

Representative Fagg moved that the House adjourn until 2:15 p.m., March 27, 1981.

Motion carried.

House adjourned at 7:30 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## SIXTY-EIGHTH LEGISLATIVE DAY

Helena, Montana  
March 27, 1981

House Chambers  
Capitol Building

House convened at 2:20 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except the Long Range Building Committee, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Sixty-seventh Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 3/27/81

Correctly printed - HJR 20, HJR 52, HJR 54, HJR 55.

Correctly engrossed - HB 655.

Correctly enrolled - HB 174, HB 263, HB 693, HJR 45.

Examined by the sponsor (Kessler) and found to be correct - HB 174.

Examined by the sponsor (Mueller) and found to be correct - HB 263.

Examined by the sponsor (Phillips) and found to be correct - HB 264.

Examined by the sponsor (Hemstad) and found to be correct - HB 275.

Examined by the sponsor (Bardanoue) and found to be correct - HB 520, HJR 45.

Examined by the sponsor (Schultz) and found to be correct - HB 613.

Examined by the sponsor (Roth) and found to be correct - HB 667.

Examined by the sponsor (Feda) and found to be correct - HB 693.

Signed by the Speaker at 5:41 p.m., 3/27/81 - HB 174, HB 263, HJR 45.

Signed by the Speaker at 5:57 p.m., 3/27/81 - HB 264, HB 275, HB 520, HB 613, HB 667, HB 693.

Delivered to the Governor for his approval at 11:00 a.m., 3/27/81 - HB 15, HB 98, HB 112, HB 147, HB 257, HB 302, HB 457, HB 473, HB 492, HB 525, HB 540, HB 584, HB 625, HB 643, HB 661, HB 711.

AGRICULTURE, LIVESTOCK AND IRRIGATION (Smith, Chairman):

3/27/81

HB 860, do pass. Report adopted.

APPROPRIATIONS (Lund, Chairman):

3/26/81

HB 801, introduced bill, be amended as follows:

1. Page 1.

Following: line 20

Insert: "Funds included in the above appropriation are not committed to any of the tentatively approved grants submitted by the department. Expenditure of this appropriation is subject to the provisions of SB 141, 1981 session which allows the department to authorize loans for commercialization of alternative renewable energy in Montana.

The department may commit funds for demonstration purposes only when in its judgment such expenditures or commitments have good potential for producing savings of nonrenewable energy sources. The department may not commit funds for demonstration purposes when any of the following conditions are present:

- (a) previous commitments of similar nature were not productive;
- (b) a similar demonstration has been conducted within close geographic proximity of the location of the proposed demonstration project;
- (c) the proposed demonstration project would not further the purpose of 90-4-101.

The department shall submit proposals for expenditure of these funds to the environmental quality council for review and evaluation. The environmental quality council shall make such recommendations as it considers necessary to assure the greatest possible benefit of the program to the people of the state as a whole."

2. Page 1, line 17.

Following: line 16

Insert: "Rabies Control \$22,354 General Fund"

3. Page 2, line 14.

Following: "Siting"

Strike: "250,000"

Insert: "25,000"

4. Page 2, line 18.

Following: "Resources"

Strike: "6,000"

Insert: "19,836"

5. Page 2, line 25.

Following: line 24

Insert: "Administration 22,351 General Fund"

6. Page 3, line 6.

Following: line 5

Insert: "Property Valuation 150,000 General Fund"

7. Page 4.

Following: line 7

Insert: "Teachers' Retirement 2,500 Earmarked Revenue"

8. Page 4, line 8.

Following: "Program"

Strike: "99,157"

Insert: "108,157"

9. Page 4.

Following: line 21

Insert: "Transportation of Prisoners 60,000 General Fund"

10. Page 4.

Following: line 22

Insert: "Fire Marshall 11,280 Federal and Private"

11. Page 4, line 25.

Following: "Operations"

Strike: "54,450"

Insert: "80,311"

12. Page 4.

Following: line 25

Insert: "117,814 Federal and Private"

13. Page 5.

Following: line 10

Insert: "Environmental Management 1,100 Federal and Private Revenue"

14. Page 5, line 21.

Following: "Custody"

Strike: "1,600"

Insert: "1,855"

15. Page 6.

Following: line 9

Insert: "Corrections Division 4,815 Federal and Private Revenue"

16. Page 6.

Following: line 16

Insert:

"EASTMONT HUMAN SERVICES CENTER

Care and Custody	10,419	Federal and Private Revenue
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PINE HILLS SCHOOL

Care and Custody	45,200	Federal and Private Revenue
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MONTANA

VETERANS HOME

Care and Custody	6,599	Federal and Private Revenue"
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17. Page 6.

Following: line 25

Insert:

"SCHOOL FOR DEAF AND BLIND

Instruction	7,000	Federal and Private Revenue
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BOARD OF PUBLIC EDUCATION

Fire Services	2,000	Federal and Private Revenue
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PUBLIC SERVICE COMMISSION

Regulation	382,700	Federal and Private Revenue
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DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL LICENSING

Board of Athletics	2,500	Earmarked Revenue"
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18. Senator Dover's amendment no. 1.

Following: "the department." on line 3

Strike: remainder of lines 3 through 6 in their entirety

19. Page 3, line 22.

Following: line 21

Strike: "Visual Services, \$200,000, and Federal and Private Grant Clearance"

20. Page 4.

Following: line 15



Insert: "The appropriation to Teachers' Retirement Division in the amount of \$2500 and the appropriation to PERS in the amount of \$9000 shall be contingent upon the passage of HB 45."

21. Page 4, line 17.

Following: line 16

Strike: "Wildlife, \$10,500, Federal and Private"

22. Page 4, line 18.

Following: line 17

Strike: "Revenue"

And, as amended, do pass. Report adopted.

SB 270, third reading copy, be amended as follows:

1. Page 1, lines 16 and 17.

Following: "inmates"

Strike: "shall receive an amount not exceeding \$100"

Insert: "may receive "gate money" in an amount up to \$100"

2. Page 1, line 21.

Following: "paroled."

Insert: "This amount shall be in addition to the "gate money"."

And, as amended, be concurred in. Report adopted.

BUSINESS AND INDUSTRY (Fabrega, Chairman):

3/26/81

SB 129, third reading copy, be amended as follows:

1. Page 6.

Following: line 3

Insert: "NEW SECTION. Section 4. Conditions of continuation.

(1) A group policy delivered or issued for delivery in this state that insures employees or members for hospital, surgical, or major medical insurance on an expense incurred or service basis, other than for specific diseases or for accidental injuries only, must provide that employees or members whose insurance under the group policy would otherwise terminate because of termination of employment or membership may continue the hospital, surgical, and major medical insurance coverage of that group policy for themselves and their eligible dependents, subject to all of the group policy's terms and conditions applicable to those forms of insurance and subject to the following conditions:

(a) Continuation is available only to an employee or member who has been continuously insured under the group policy (and for similar benefits under any group policy which it replaced) during the entire 3-month period ending with termination.

(b) Continuation is not available for a person who is or could be:

(i) covered by medicare; or

(ii) covered by any other insured or uninsured arrangement which provides hospital, surgical, or medical coverage for individuals in a group.

(c) Continuation of coverage is requested in writing within 31 days after the later of:

(i) the date of termination; or

(ii) the date the employee is given notice of the right of continuation by either his employer or the group policyholder.

(2) An employee or member electing continuation must pay to the group policyholder or his employer on the due date of each payment, on a monthly basis in advance, the amount of contribution required by the policyholder or employer, but not more than the group rate for the insurance being continued under the group policy. The employee's or member's written election of continuation, together with the first contribution required to establish contributions on a monthly basis in advance, must be given to the policyholder or employer within 31 days of the date the employee's or member's insurance would otherwise terminate.

(3) Continuation of insurance under the group policy terminates when the insured qualifies for the alternative coverages specified in subsection (1)(b) or, if earlier, at the first to occur of the following:

(a) 6 months after the date the employee's or member's insurance under the policy would otherwise have terminated because of termination of employment or membership;

(b) the end of the period for which contributions were made if the employee or member fails to make timely payment of a required contribution; or

(c) the date when the group policy is terminated or, in the case of an employee, the date his employer terminates participation under the group policy.

(4) If subsection (3)(c) applies and the coverage ceasing by reason of such termination is replaced by similar coverage under another group policy:

(a) The employee or member has the right of coverage under that other group policy for the balance of the period that he would have remained covered under the prior group policy in accordance with subsection (3) had a termination described in subsection (3)(c) not occurred.

(b) The minimum level of benefits provided by the other group policy is the applicable level of benefits of the prior group policy reduced by any benefits payable under that prior group policy.

(c) The prior group policy continues to provide benefits to the extent of its accrued liabilities and extensions of benefits as if the replacement had not occurred.

(5) Notification of the continuation privilege must be included in each certificate of coverage."

Renumber: subsequent sections

2. Page 8.

Following: line 2

Insert: "NEW SECTION. Section 6. Other health coverage — limitations on issuance of converted policy. The insurer is not required to issue a converted policy covering any person who is or could be covered by medicare, and the insurer is not required to issue a converted policy covering any person who:

(1) (a) is covered for similar benefits by another individual policy;

(b) is or could be covered for similar benefits under any arrangement of coverage for individuals in a group, whether insured or uninsured; or

(c) is eligible for similar benefits by reason of any state or federal law; and

(2) whose benefits under sources referred to in subsection (1)(a) or benefits provided or available under sources referred to in subsections (1)(b) and (1)(c) together with the converted policy's benefits would result in a duplication of benefits.

NEW SECTION. Section 7. Benefit levels — converted policy need be no greater than group policy. An insurer is not required to issue a converted policy providing benefits in excess of the hospital, surgical, or major medical insurance under the group policy from which conversion is made.

NEW SECTION. Section 8. Preexisting conditions — total benefits payable first policy year. The converted policy may not exclude, as a preexisting condition, any condition covered by the group policy, but the converted policy may provide for a reduction of its hospital, surgical, or medical benefits by the amount of any such benefits payable under the group policy after the individual's insurance terminates thereunder. The converted policy may also provide that during the first policy year, the benefits payable under the converted policy, together with the benefits payable under the group policy, may not exceed those that would have been payable had the individual's insurance under the group policy remained in force.

NEW SECTION. Section 9. Continued group insurance upon retirement — conversion election. If coverage would be continued under the group policy on an employee or member following his retirement prior to the time he is or could be covered by medicare, the employee or member may elect, in lieu of such continuation of group insurance, to have the same conversion rights as would apply had that insurance terminated at retirement.

NEW SECTION. Section 10. Medicare eligibility — benefit reduction. The converted policy may provide for reduction or termination of coverage of any person upon his eligibility for coverage under medicare or under any other state or federal law providing for benefits similar to those provided by the converted policy.

NEW SECTION. Section 11. Insured's family — conversion entitlement. Subject to the conditions set forth in this section, the conversion privilege is also available to:

(1) the surviving spouse, if any, at the death of the employee or member, with respect to the spouse and such children whose coverage under the group policy terminates by reason of such death, otherwise to each surviving child whose coverage under the group policy terminates by reason of such death, or if the group policy provides for continuation of dependents' coverage following the employee's or member's death, at the end of such continuation;

(2) the spouse of the employee or member upon termination of coverage of the spouse, by reason of ceasing to be a qualified family member under the group policy, while the employee or member remains insured under the group policy, including such children whose coverage under the group policy terminates at the same time; or

(3) a child solely with respect to himself upon termination of his coverage by reason of ceasing to be a qualified family member under



the group policy, if a conversion privilege is not otherwise provided above with respect to such termination."

Renumber: subsequent sections

3. Page 8.

Following: line 13

Insert: "NEW SECTION. Section 13. Conditions of continuation. (1) A group hospital or medical service plan contract delivered or issued for delivery in this state that insures employees or members for hospital, surgical, or major medical insurance on an expense incurred or service basis, other than for specific diseases or for accidental injuries only, must provide that employees or members whose insurance under the group contract would otherwise terminate because of termination of employment or membership may continue the hospital, surgical, and major medical insurance coverage of that group contract for themselves and their eligible dependents, subject to all of the group contract's terms and conditions applicable to those forms of insurance and subject to the following conditions:

(a) Continuation is available only to an employee or member who has been continuously insured under the group contract (and for similar benefits under any group policy or contract which it replaced) during the entire 3-month period ending with termination.

(b) Continuation is not available for a person who is or could be:

(i) covered by medicare; or

(ii) covered by any other insured or uninsured arrangement which provides hospital, surgical, or medical coverage for individuals in a group.

(c) Continuation of coverage is requested in writing within 31 days after the later of:

(i) the date of such termination; or

(ii) the date the employee is given notice of the right of continuation by either his employer or the group contractholder.

(2) An employee or member electing continuation must pay to the group policyholder or his employer on the due date of each payment, on a monthly basis in advance, the amount of contribution required by the contractholder or employer, but not more than the group rate for the insurance being continued under the group policy. The employee's or member's written election of continuation, together with the first contribution required to establish contributions on a monthly basis in advance, must be given to the contractholder or employer within 31 days of the date the employee's or member's insurance would otherwise terminate.

(3) Continuation of insurance under the group policy terminates when the insured qualifies for the alternative coverages specified in subsection (1)(b) or, if earlier, at the first to occur of the following:

(a) 6 months after the date the employee's or member's insurance under the contract would otherwise have terminated because of termination of employment or membership;

(b) the end of the period for which contributions were made if the employee or member fails to make timely payment of a required contribution; or



(c) the date when the group contract is terminated or, in the case of an employee, the date his employer terminates participation under the group contract.

(4) If subsection (3)(c) applies and the coverage ceasing by reason of such termination is replaced by similar coverage under another group policy or contract:

(a) The employee or member has the right of coverage under that other group policy or contract for the balance of the period that he would have remained covered under the prior group contract in accordance with subsection (3) had a termination described in subsection (3)(c) not occurred.

(b) The minimum level of benefits provided by the other group policy or contract is the applicable level of benefits of the prior group contract reduced by any benefits payable under that prior group contract.

(c) The prior group contract continues to provide benefits to the extent of its accrued liabilities and extensions of benefits as if the replacement had not occurred.

(5) Notification of the continuation privilege must be included in each certificate of coverage."

Renumber: subsequent sections

4. Page 9.

Following: line 21

Insert: "NEW SECTION. Section 15. Other health coverage — limitations on issuance of converted policy. The health service corporation is not required to issue a converted policy covering any person who is or could be covered by medicare, and the health service corporation is not required to issue a converted policy covering any person who:

(1) (a) is covered for similar benefits by another individual policy;

(b) is or could be covered for similar benefits under any arrangement of coverage for individuals in a group, whether insured or uninsured; or

(c) is eligible for similar benefits by reason of any state or federal law; and

(2) whose benefits under sources referred to in subsection (1)(a) or benefits provided or available under sources referred to in subsections (1)(b) and (1)(c) together with the converted policy's benefits would result in a duplication of benefits.

NEW SECTION. Section 16. Benefit levels — converted policy need be no greater than group policy. A health service corporation is not required to issue a converted policy providing benefits in excess of the hospital, surgical, or major medical insurance under the group policy from which conversion is made.

NEW SECTION. Section 17. Preexisting conditions — total benefits payable first policy year. The converted contract may not exclude, as a preexisting condition, any condition covered by the group contract, but the converted contract may provide for a reduction of its hospital, surgical, or medical benefits by the amount of any such benefits payable under the group policy after the individual's insurance terminates thereunder. The converted policy

may also provide that during the first policy year, the benefits payable under the converted policy, together with the benefits payable under the group policy, may not exceed those that would have been payable had the individual's insurance under the group policy remained in force.

NEW SECTION. Section 18. Continued group insurance upon retirement — conversion election. If coverage would be continued under the group contract on an employee or member following his retirement prior to the time he is or could be covered by medicare, the employee or member may elect, in lieu of such continuation of group insurance, to have the same conversion rights as would apply had that insurance terminated at retirement.

NEW SECTION. Section 19. Medicare eligibility — benefit reduction. The converted policy may provide for reduction or termination of coverage of any person upon his eligibility for coverage under medicare or under any other state or federal law providing for benefits similar to those provided by the converted policy.

NEW SECTION. Section 20. Insured's family — conversion entitlement. Subject to the conditions set forth in this section, the conversion privilege is also available:

(1) to the surviving spouse, if any, at the death of the employee or member, with respect to the spouse and such children whose coverage under the group policy terminates by reason of such death, otherwise to each surviving child whose coverage under the group policy terminates by reason of such death, or if the group policy provides for continuation of dependents' coverage following the employee's or member's death, at the end of such continuation;

(2) to the spouse of the employee or member upon termination of coverage of the spouse, by reason of ceasing to be a qualified family member under the group policy, while the employee or member remains insured under the group policy, including such children whose coverage under the group policy terminates at the same time; or

(3) to a child solely with respect to himself upon termination of his coverage by reason of ceasing to be a qualified family member under the group policy, if a conversion privilege is not otherwise provided above with respect to such termination."

Renumber: subsequent sections

5. Page 9, lines 13 and 14.

Following: "ENTITY" on line 13

Strike: remainder of line 13 through "POLICIES" on line 14

6. Page 10, line 3.

Following: "3"

Strike: "2"

7. Page 10, line 4.

Following: "and"

Strike: "4, AND 5"

Insert: "through 11"

8. Page 10, line 6.

Following: "3"

Strike: "2"

Following: "and"

Strike: "4, AND 5"  
 Insert: "through 11"

9. Page 10, line 7.  
 Following: "5 through"  
 Strike: "6 AND 7"  
 Insert: "12 through 20"

10. Page 10, line 10.  
 Following: "5 through"  
 Strike: "6 AND 7"  
 Insert: "12 through 20"

And, as amended, be concurred in. Report adopted.

EDUCATION AND CULTURAL RESOURCES (Eudaily, Chairman):

3/26/81

HJR 34, introduced bill, be amended as follows:

1. Page 1, lines 17 through 20.  
 Following: line 16  
 Strike: lines 17 through 20 in their entirety  
 Insert: "WHEREAS, legal action is being considered to address and resolve the question of whether or not the school foundation program as currently funded properly meets the mandate for the funding of public education as stipulated in Article X, sections 1 and 3 of the Montana Constitution; and"

2. Page 2, lines 7 through 24.  
 Following: line 6  
 Strike: remainder of subsections (1) and (2) in their entirety  
 Insert: "to determine whether or not the school foundation program as currently structured and funded properly meets the mandate for the funding of public education as stipulated in Article X, sections 1 and 3 of the Montana Constitution. The study shall include consideration of ways in which the increasing pressure on local voted levies can be relieved."

Renumber: subsequent subsection

And, as amended, do pass. Report adopted.

JUDICIARY (Keyser, Chairman):

3/26/81

SB 33, third reading copy, be amended as follows:

1. Page 4, line 13 through line 4 on page 5.  
 Strike: section 3 in its entirety  
 Renumber: subsequent sections

2. Page 8, line 4.  
 Following: "through"  
 Strike: "9"  
 Insert: "8"

3. Page 62, line 7.  
 Following: "for"  
 Insert: "barrows and gilts,"

4. Page 62, line 8.  
 Following: "3"  
 Insert: " , "  
 Following: "at"  
 Strike: "200"  
 Insert: "230"

5. Page 62, line 9.  
Following: "for sows"  
Insert: ", grades 1 to 2,"

6. Page 62, line 10.  
Following: line 9  
Strike: "270 to 330"  
Insert: "300 to 350"

7. Page 79, line 24.  
Following: "section"  
Strike: "85"  
Insert: "80"

8. Page 80, line 1.  
Following: "section"  
Strike: "85"  
Insert: "80"

9. Page 119, line 21.  
Following: "complaint"  
Insert: "is"

And, as amended, be concurred in. Report adopted.

SB 219, third reading copy, be amended as follows:

1. Page 1, line 10.  
Following: "."  
Strike: "(1)"  
Following: "in"  
Strike: "subsection (2)"  
Insert: "46-18-201"

2. Page 1, line 13.  
Following: "[section 2]"  
Insert: "unless the court finds in accordance with [section 5] that  
aggravating circumstances are present or in accordance with [section  
6] that mitigating circumstances are present"

3. Page 1, line 14 through line 2 on page 3.  
Strike: subsections (2) through (5) in their entirety

4. Page 3, line 6.  
Following: "in"  
Strike: "Title 45"  
Insert: "[section 7] within the ranges contained therein and for all  
other felony offenses set forth in the MCA within the sentencing  
range, if any, designated for each such offense"

5. Page 3, line 10.  
Following: "necessary"  
Insert: "consistent with the ranges set forth in [section 7]"

6. Page 5, line 8 through line 4 on page 7.  
Strike: sections 4 and 5 in their entirety  
Insert: "NEW SECTION. Section 4. Hearing to determine excep-  
tions to presumptive sentences. (1) Upon request of either the  
defendant or the prosecution, the court shall grant a hearing prior  
to the imposition of sentence to determine the existence of circum-  
stances enumerated in [section 5 or 6].

(2) The hearing shall be held before the court sitting without a  
jury. The defendant and the prosecution are entitled to the



assistance of counsel, compulsory process, and cross-examination of witnesses who appear at the hearing.

(3) If it appears by a preponderance of the evidence submitted during the trial and during the sentencing hearing that none of the circumstances enumerated in [section 5 or 6] existed, the court shall impose the applicable mandatory sentence. If it appears by a preponderance of the evidence that one or more of the circumstances enumerated in [section 5 or 6] existed, the court shall impose the applicable sentence as provided in [section 5 or 6].

(4) The court shall state the reasons for its decision in writing and shall include an identification of the facts relied upon in making its determination. The statement shall be included in the judgment.

NEW SECTION. Section 5. Aggravating circumstances for felonies — increased penalties. (1) The court shall add to the mandatory sentence for a felony offense 25% of the mandatory sentence for each of the following aggravating circumstances found by the court to have existed at the time the offense was committed, known by the defendant to exist, and considered by the defendant in the commission of the offense:

- (a) the victim was mentally defective or incapacitated;
- (b) the victim was physically helpless;
- (c) the victim was less than 16 years old or 65 years of age or older;
- (d) there were multiple victims;
- (e) the defendant threatened to inflict bodily injury upon any person or knowingly put any person in fear of immediate bodily injury;
- (f) the defendant took advantage of his fiduciary relationship with the victim to commit the offense;
- (g) the defendant used or involved minors in the commission of the crime; or
- (h) the defendant, prior to age 18, had committed an act that would have been a felony if committed by an adult.

(2) The court shall add to the mandatory sentence for a felony offense 50% of the mandatory sentence for each of the following aggravating circumstances found by the court to have existed at the time the offense was committed:

- (a) the defendant inflicted bodily injury upon another;
- (b) the defendant received compensation for committing the offense;
- (c) the defendant, while engaged in the commission of the offense, knowingly displayed, brandished, or otherwise used a firearm, destructive device as defined in 45-8-332(1), or other dangerous weapon;
- (d) the defendant had previously been convicted of a felony.

(3) The court shall add to the mandatory sentence for a felony offense 100% of the mandatory sentence for each of the following

aggravating circumstances found by the court to have existed at the time the offense was committed:

(a) the defendant is a person who had previously been convicted of an offense committed under 18 U.S.C. 924(c), as amended, on a different occasion than the present offense or who had previously been convicted of an offense in this or another state, committed on a different occasion than the present offense, during the commission of which he knowingly displayed, brandished, or otherwise used a firearm, destructive device as defined in 45-8-332(1), or other dangerous weapon;

(b) the defendant is a person who had previously been convicted of a second felony offense and who is presently being sentenced for a third or subsequent felony committed on a different occasion than any of his prior felonies.

(4) For the purpose of this section, an offender is considered to have been previously convicted of a felony if:

(a) the previous felony conviction was for an offense committed in this state or any other jurisdiction for which a sentence to a term of imprisonment in excess of 1 year could have been imposed; and

(b) the offender has not been pardoned on the ground of innocence and the conviction has not been set aside in a postconviction hearing.

(5) A circumstance that constitutes a lesser included offense of the present offense or a circumstance that constitutes a necessary element of the present offense may not be found to be an aggravating circumstance for purposes of this section.

NEW SECTION. Section 6. Mitigating circumstances for felonies — reduced penalties. If appropriate for the offense, the court shall reduce the sentence for a felony offense by 10% for each of the following mitigating circumstances found to be present:

(1) The defendant, at the time of the commission of the offense for which he is to be sentenced, was acting under unusual and substantial duress. The duress need not be such that it would constitute a defense to the prosecution.

(2) The defendant was an accomplice, the conduct constituting the offense was principally the conduct of another, and the defendant's participation was relatively minor.

(3) No serious bodily injury was inflicted on the victim nor was a weapon used in the commission of the offense.

(4) The defendant has fully compensated or can reasonably be expected to fully compensate the victim of his criminal conduct.

(5) The defendant assisted law enforcement authorities in the performance of their duties.

NEW SECTION. Section 7. Presumptive sentencing ranges for specified felonies. Pursuant to [section 2] the Montana supreme court shall establish a presumptive sentence for each of the following felony offenses within the designated range:

(1) 55 to 75 years for deliberate homicide;

(2) 25 to 35 years for mitigated deliberate homicide;

- (3) 5 to 10 years for aiding or soliciting suicide;
- (4) 2 to 5 years for assault under 45-5-201(3);
- (5) 10 to 20 years for aggravated assault;
- (6) 1 to 5 years for intimidation;
- (7) 1 to 5 years for mistreating prisoners;
- (8) 5 to 10 years for kidnapping;
- (9) 40 to 50 years for aggravated kidnapping without voluntary release of victim;
- (10) 5 to 10 years for aggravated kidnapping with voluntary release of victim;
- (11) 3 to 7 years for custodial interference;
- (12) 15 to 25 years for robbery;
- (13) 5 to 15 years for sexual assault under 45-5-502(3);
- (14) 15 to 20 years for sexual intercourse without consent under 45-5-503(2);
- (15) 25 to 35 years for sexual intercourse without consent under 45-5-503(3);
- (16) 1 to 5 years for deviate sexual conduct under 45-5-505(2);
- (17) 5 to 15 years for deviate sexual conduct under 45-5-505(3);
- (18) 5 to 15 years for aggravated promotion of prostitution;
- (19) 1 to 5 years for incest;
- (20) 1 to 5 years for nonsupport;
- (21) 10 to 20 years for sexual abuse of children;
- (22) 5 to 10 years for negligent arson;
- (23) 10 to 20 years for arson;
- (24) 5 to 10 years for burglary;
- (25) 15 to 25 years for aggravated burglary;
- (26) 5 to 15 years for criminal sale of dangerous drugs under 45-9-101(2);
- (27) 15 to 25 years for criminal sale of dangerous drugs under 45-9-101(3) with a prior conviction;
- (28) 35 to 45 years for criminal sale of dangerous drugs under 45-9-101(3) upon a third or subsequent conviction;
- (29) 5 to 10 years for criminal possession of dangerous drugs with intent to sell."

Renumber: subsequent sections

7. Page 7, line 19.

Following: "(h)"

Strike: "application of or deviation from"

Insert: "misapplication of"

8. Page 7, line 20.

Following: "[section 1]"

Insert: "or the exceptions enumerated in [section 5 or 6]"

And, as amended, be concurred in. Report adopted.

SB 222, third reading copy, be amended as follows:

1. Title, line 7.

Following: "COSTS"

Insert: "AND ATTORNEY'S FEES"

2. Title, line 9.

Following: "AWARDED"

Strike: "IF"

Insert: "UNLESS"

3. Page 1, line 24.

Following: "if"

Strike: ":",

4. Page 1, line 25.

Following: line 24

Strike: "(a)"

5. Page 2, line 15.

Following: "of"

Strike: "costs"

Insert: "attorney's fees"

And, as amended, be concurred in. Report adopted.

SB 246, be concurred in. Report adopted.

SB 288, third reading copy, be amended as follows:

1. Title, line 10.

Following: line 9

Strike: "SECTION"

Insert: "SECTIONS"

Following: "3-1-1105"

Insert: "AND 3-1-1107"

2. Page 1, line 25.

Following: "disclosure"

Strike: "of record"

3. Page 2, lines 1 through 3.

Following: "commission" on line 1

Strike: remainder of line 1 through "3-1-1106(3)" on line 3

Insert: "finds probable cause for charging a judge with judicial misconduct"

4. Page 2, line 8.

Following: ":",

Strike: "and"

Insert: "(2) the proceedings in which the commission or masters hear the charges of misconduct; and"

Renumber: subsequent subsection

5. Page 2, line 11.

Following: "in"

Strike: "subsection"

Insert: "subsections"

Following: "(1)"



Insert: "and (2)"

6. Page 2.

Following: line 11

Insert: "Section 3. Section 3-1-1107, MCA, is amended to read:

"3-1-1107. Action by supreme court. (1) The supreme court shall review the record of the proceedings and shall make such determination as it finds just and proper and may:

(1)(a) order censure, suspension, removal, or retirement of a judicial officer; or

(2)(b) wholly reject the recommendation.

(2) Any hearing conducted before the supreme court relative to a recommendation by the commission, together with all papers pertaining to such recommendation, shall be accessible to the public."

Renumber: subsequent sections

And, as amended, be concurred in. Report adopted.

LOCAL GOVERNMENT (Bertelsen, Chairman):

3/26/81

SB 50, third reading copy, be amended as follows:

1. Page 4, line 17.

Following: "20,000."

Strike: ":",

2. Page 4, lines 18 and 19.

Following: line 17

Strike: "(A)"

Following: "\$14,000"

Strike: "FOR COUNTIES OF THE FIRST THROUGH THIRD CLASS"

3. Page 4, line 22.

Following: "CENSUS"

Strike: ";; OR"

Insert: ":",

4. Page 4, line 23 through line 1 on page 5.

Strike: subsection (b) in its entirety

5. Page 6, lines 9 through 25.

Strike: subsection (e) in its entirety

Renumber: subsequent subsection

6. Page 8, line 18.

Following: "(one);"

Insert: "and"

7. Page 8, line 19.

Following: "salary)"

Strike: ";; and the county coroner"

8. Page 9, line 2.

Following: line 1

Strike: "base"

Following: "salary"

Insert: "established by 7-4-2503(1) plus previous cost-of-living increments"

Following: "100%,"

Strike: "NOT MORE THAN"

9. Page 9.

Following: line 24

Insert: "(3) The county governing body shall by resolution, prior to July 1 of each year, establish the salary of the coroner. The salary must be in effect upon the first day of each ensuing fiscal year."

And, as amended, be concurred in. Report adopted.

SB 84, be concurred in. Report adopted.

3/27/81

SB 96, third reading copy, be amended as follows:

3/26/81

1. Page 2, line 10.

Following: "~~and~~"

Strike: "or"

Insert: "and"

2. Page 4, lines 7 through 12.

Following: "REPAID"

Strike: remainder of section 4

Insert: "may be returned to the owners of record of the property of the district in direct proportion of the original assessment on each piece of property or as an alternative a municipality may transfer the funds placed in the revolving fund as a result of 7-12-4169(2) to the general fund after the final payment of the district's bonds or warrants are paid."

And, as amended, be concurred in. Report adopted.

SB 175, be concurred in. Report adopted.

3/27/81

SB 291, be concurred in. Report adopted.

SB 362, third reading copy, be amended as follows:

3/26/81

1. Title, lines 7 through 9.

Following: "BODY;"

Strike: remainder of line 7 through "MUNICIPALITY;" on line 9

2. Title, line 9.

Following: "AMENDING"

Strike: "SECTIONS"

Insert: "SECTION"

3. Title, line 10.

Following: "7-2-4902"

Strike: "AND 7-2-4919"

4. Page 2, lines 4 through 14.

Strike: section 2 in its entirety

And, as amended, be concurred in. Report adopted.

NATURAL RESOURCES (Iverson, Chairman):

3/26/81

HB 718, introduced bill, be amended as follows:

1. Title, line 7.

Following: "TO"

Strike: "ISSUE BONDS AND"

2. Title, lines 8 through 10.

Following: "GOVERNMENT;"

Strike: remainder of line 8 through "BOARD;" on line 10

Insert: "TO PROVIDE FOR TAX PREPAYMENT FOR LARGE-SCALE MINERAL DEVELOPMENTS; TO PROVIDE FOR THE ISSUANCE OF EDUCATION IMPACT BONDS;"

3. Title, line 10.

Following: "SECTIONS"

Strike: "15-38-202"

Insert: "15-16-201"

Following: "MCA"

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

4. Page 1, line 17 through line 2 on page 2.

Strike: subsection (3) in its entirety

Insert: "(3) The governor shall select four of the members of the board from a panel recommended by the leaders of the house of representatives and the senate.

(a) The panel shall include:

(i) two representatives of the hard-rock mining industry;

(ii) two representatives of major financial institutions in Montana;

(iii) two elected school district trustees;

(iv) two elected county commissioners.

(b) The following procedure must be followed to select the panel established under this subsection:

(i) The speaker of the house, the president of the senate, the minority leader of the house, and the minority leader of the senate shall each select four nominees, one in each of the required categories. The nominees shall be submitted to the chief clerk of the house to be consolidated on a list.

(ii) The consolidated list must then be circulated among the leadership in the following order: minority leader of the senate, first; minority leader of the house, second; president, third; and speaker, last. Each leader shall strike two nominees from the list.

(iii) When striking names from the nomination list, the respective leader may not strike a name if in removing that name the required representation on the panel with regard to number or party would fall below the number required under this subsection and subsection (7).

(iv) The chief clerk of the house shall submit the names remaining on the list to the governor and it shall constitute the panel required by this subsection.

(4) The governor shall select the fifth member of the board to represent the public-at-large."

Renumber: subsequent subsections

5. Page 2.

Following: line 7

Insert: "(6) Upon expiration of a member's term, the governor shall appoint a successor according to the procedures in subsections (3) and (4)."

Renumber: subsequent subsections

6. Page 2, line 12.

Following: "vacated."

Insert: "In filling a vacancy, the governor shall appoint a new member to represent the same interest under subsection (3)(a) as the member who vacated."

## 7. Page 3.

Following: line 4

Insert: "(11) The board is a quasi-judicial board; however, the provisions of 2-15-124 do not apply."

## 8. Page 3, line 11.

Following: "government"

Insert: "facilities and"

## 9. Page 3, line 13.

Following: "additional"

Insert: "facilities and"

## 10. Page 3, line 15.

Following: "base."

Insert: "In addition, local government units in whatever jurisdiction the development is not located may receive substantial adverse economic impacts without benefit of a major increased tax base in the future."

## 11. Page 4, line 6.

Following: "unit"

Strike: "includes"

Insert: "means a political subdivision of this state, including but not limited to"

## 12. Page 4, line 7.

Following: "town,"

Strike: "or"

Following: "district"

Insert: ", or other special district"

## 13. Page 4.

Following: line 7

Insert: "(4) 'Large-scale mineral development' means a hard-rock mineral development that will:

(a) employ at any given time at least 100 people in construction of facilities and operation of a mine; or

(b) cause, or be expected to cause, an increase in estimated population of at least 15% in a county, town, school district, or other governmental unit when measured against the average population of such a governmental unit in the 3-year period immediately preceding the commencement of mining."

## 14. Page 4, line 9.

Following: "facilities"

Insert: "— funding"

## 15. Page 4, line 11.

Following: "shall"

Strike: "meet quarterly and may"

Following: "meet"

Strike: "at other times"

Insert: "as necessary"

## 16. Page 4, lines 14 through 16.

Following: "(3)"

Strike: remainder of subsection (3)

Insert: "The board is allocated to the department of community affairs for administrative purposes only as provided in 2-15-121."



(4) The administrative and operating expenses of the board shall be paid from the revenue generated from the license tax on metal mines imposed under Title 15, chapter 37.

(5) An earmarked revenue fund known as the hard-rock mineral impact fund is created consisting of such sums as are paid from time to time to the board by the developer in compliance with the written guarantee from the developer to meet the increased costs of public services and facilities as specified in the approved impact plan."

17. Page 4, line 18.

Following: "powers."

Insert: "(1)"

18. Page 4, line 19.

Strike: "(1)"

Insert: "(a)"

Following: "professional"

Insert: "staff,"

Following: "consultants"

Insert: " , "

19. Page 4, line 20.

Strike: "(2)"

Insert: "(b)"

20. Page 4, line 21.

Strike: subsection (3) in its entirety

Renumber: subsequent subsections

21. Page 4, line 22.

Strike: "(4)"

Insert: "(c)"

22. Page 4.

Following: line 23

Insert: "(d) make payments to local government units from money paid to the hard-rock mineral impact fund;

(e) make determinations as provided in [section 7]; and"

Strike: "(5)"

Insert: "(f)"

23. Page 5.

Following: line 25 on page 4

Insert: "(2) The provisions of the Montana Administrative Procedure Act apply to the proceedings and determinations of the board."

24. Page 5, lines 1 through 7.

Strike: section 6 in its entirety

Renumber: subsequent sections

25. Page 5, line 9.

Strike: "(1)"

Following: "awarded"

Insert: "to local government units"

26. Page 5, line 10.

Strike: "(a)"

Insert: "(1)"

27. Page 5, line 11.

Strike: "(b) degree of"

Insert: "(2)"

28. Page 5, line 13.

Strike: "(c)"

Insert: "(3)"

29. Page 5, line 14.

Strike: "(d) degree"

Insert: "(4) extent"

30. Page 5, lines 15 through 22.

Following: line 14

Strike: subsection (2) in its entirety

31. Page 5, line 23 through line 8 on page 6.

Strike: sections 8 and 9 in their entirety

Re-number: subsequent sections

32. Page 6, line 10 through line 14 on page 7.

Following: "(1)"

Strike: remainder of section 10 in its entirety

Insert: "When an application for a permit is made under 82-4-335 for a large-scale mineral development, the person seeking the permit shall submit to the affected counties and the board a statement describing the economic impact the mining development will have on local government units and shall file proof of such submission to the counties with the board. The governing bodies of the affected counties shall publish notice of the submission of an impact plan at least once in a newspaper of general circulation in the county. The impact statement shall include:

(a) a timetable for development, including the opening date of the development and the estimated closing date;

(b) the estimated number of persons coming into the impacted area as a result of the development;

(c) the increased capital and operating cost to local government units for providing services, including but not limited to police and fire protection, sewage, water treatment, schools, road construction and upkeep, education, and medical care, which can be expected as a result of the development;

(d) the financial or other assistance the developer will give to local government units to meet the increased need for services.

(2) In the impact statement, the developer shall commit itself to pay all of the increased capital and net operating cost to local government units that will be a result of the development, either from tax prepayments, as provided in [section 9], special impact bonds, as provided in [section 10], or other funds obtained from the developer and shall provide a time schedule within which it will do so.

(3) An affected local government unit shall, within 90 days after receipt of the statement from the developer, notify the board in writing if that local government unit objects to the statement, specifying the reasons why the statement is objected to. If no objection is received within the 90-day period, the statement shall be approved by the board.

(4) If objections are received from a local government unit, the board shall promptly notify the developer and forward a copy of the local government unit's objections to the developer. If within 30 days the local government unit and the developer cannot resolve the objection, the board shall conduct a hearing on the validity of the objections which shall be held in the affected county or, if objections are received from local government units in more than one county, shall be held in the county which, in the board's judgment, is more greatly affected. The provisions of the Montana Administrative Procedure Act shall apply to the conduct of the hearing. The impact statement filed by the developer shall carry no presumption of correctness at the hearing.

(5) Following the hearing, the board shall, within 60 days, make findings as to those portions of the impact statement which were objected to and, if appropriate, amend the impact statement accordingly. The findings and impact statement, as amended, shall be served by the board upon all parties. Any local government unit or the developer, if aggrieved by the decision of the board, is entitled to judicial review, as provided by Title 2, chapter 4, part 7, in the district court in and for the judicial district in which the hearing was held."

33. Page 7, line 19.

Following: "[section]"

Strike: "10"

Insert: "7"

34. Page 7, lines 19 through 24.

Following: "concurrently."

Strike: remainder of lines 19 through 24 in their entirety

35. Page 7, line 25 through line 18 on page 8.

Strike: section 12 in its entirety

Renumber: subsequent sections

36. Page 8.

Following: line 18

Insert: "NEW SECTION. Section 9. Tax prepayment — large-scale mineral development. (1) After permission to commence operation is granted by the appropriate governmental agency, and upon request of the board of county commissioners of a county in which a facility is to be located, a person intending to construct or locate a large-scale mineral development in this state shall prepay property taxes in an amount equal to at least three times the estimated property tax due the year the large-scale mineral development facility commences operation. This prepayment shall exclude the 6-mill university levy and the mandatory county levy for the school foundation program of 40 mills.

(2) The person who is to prepay under this section shall not be obligated to prepay the entire amount established in subsection (1) at one time. Upon request of the governing body of an affected local government unit, the person shall prepay the amount shown to be needed from time to time as determined by the board.

(3) The person who is to prepay shall guarantee to the hard-rock mining board, with appropriate bank guaranties as may be required by the board, that property tax prepayments will be paid as needed for expenditures created by the impacts of the large-scale mineral development.

(4) When the mineral development facilities are completed and assessed by the department of revenue, they shall be subject during the first 3 years and thereafter to taxation as all other property similarly situated, except that in each year after the start of production, the local government unit that received a property tax prepayment shall provide for repayment of prepaid property taxes in accordance with subsection (5).

(5) A local government unit that received property tax prepayment under this section shall provide for repayment according to the following procedure:

(a) In each year after the commencement of mining, the local government shall:

(i) divide its budget by the average mill levy of its jurisdiction during the 3 years immediately preceding commencement of mining operations, to arrive at a taxable valuation needed to fund its budget using the average 3-year mill levy;

(ii) reduce the taxable valuation of property of a person who prepaid property taxes by the difference between the actual taxable value of the person's property and the taxable value determined under subsection (5)(a)(i).

(b) The reduction in taxable value, if any, determined under subsection (5)(a)(ii) times the average mill levy used in subsection (5)(a)(i) equals the property tax prepayment credit allowed for the taxable year.

(c) The procedure established under subsection (5)(a) shall continue from year to year until the total credit allowed the person who prepaid property taxes equals the total property taxes prepaid.

NEW SECTION. Section 10. Education impact bonds. (1) When the need for new school facilities is determined, the owners of a large-scale mineral development may enter into a written agreement with the trustees of a school district that has the burden for the issuance of bonds to cover the cost of such new construction. The trustees of a school district will execute a written agreement with the owner of a large-scale mineral development for the issuance of any special industrial educational impact bonds provided for in this section.

(2) The agreement with the owners of a large-scale mineral development shall provide for a payment guarantee, in addition to the taxes imposed by the school district on property owners generally, of the principal and interest on the bonds provided for in this section. Payment will then be made by an annual special tax levy on the property of the large-scale mineral development sufficient to retire the principal and interest on these special impact bonds. The bonds shall not be an obligation of the trustees or the school district.

(3) The debt limits set forth in 20-9-406 and the provisions of 20-9-410 and 20-9-421 through 20-9-432, inclusive, do not apply to bonds issued in accordance with this section. The interest on such bonds shall not be subject to state taxes.

Section 11. Section 15-16-201, MCA, is amended to read:



"15-16-201. Tax prepayment — new industrial facilities. (1) A person intending to construct or locate a major new industrial facility, as defined in subsection (2) of this section, shall upon request of the board of county commissioners of the county in which the facility is to be located, prepay, when permission is granted to construct or locate by the appropriate governmental agency, an amount equal to three times the estimated property tax due the year the facility is completed. The person who is to prepay under this section shall not be obligated to prepay the entire amount at one time but, upon request of the board of county commissioners of the county, shall prepay only that amount shown to be needed from time to time. To assure this payment or payments, the person who is to prepay shall guarantee to the board of county commissioners and also have a bank or banks guarantee that these amounts will be paid as needed for expenditures created by the impact. When the facility is completed and assessed by the department of revenue, it shall be subject during the first 3 years and thereafter to taxation as all other property similarly situated, except that one-fifth of the amount prepaid shall be allowed as a credit against property taxes in each of the first 5 years after the start of productive operation of the facility.

(2) A major new industrial facility is a manufacturing or mining facility other than a large-scale mineral development as defined in [section 3(4)] which will employ on an average annual basis at least 100 people in construction or operation of the facility and which will create a substantial adverse impact on existing state, county, or municipal services."

37. Page 10, lines 1 through 8.

Following: "(1)" on line 1

Strike: remainder of lines 1 through 8

Insert: "for a large-scale mineral development shall be conditioned to provide that mining may not commence until the hard-rock mining board approves the impact plan under [section 7] and until the permittee has provided a written guarantee to the department and to the hard-rock mining impact board of compliance within the time schedule with the commitment made in the impact statement approved by the hard-rock mining impact board, as provided in [section 7]. If the permittee does not comply with that commitment within the time scheduled, the board, upon receipt of written notice from the hard-rock mining impact board, shall suspend the permit until it receives written notice from the hard-rock mining impact board that the permittee is in compliance."

38. Page 10, line 9.

Following: "section"

Strike: "10"

Insert: "7"

39. Page 10.

Following: line 11

Insert: "Section 13. Effective date. This act is effective on passage and approval."

And, as amended, do pass. Report adopted.

RULES (Fagg, Chairman):

3/26/81

SB 9, third reading copy, be amended as follows:

1. Pages 1 through 4.

Amend bill to its original form.

And, as amended, be concurred in. Report adopted.

SB 305, third reading copy, be amended as follows:

1. Title, line 7.

Following: "MCA"

Insert: "; AND PROVIDING FOR AN EFFECTIVE DATE"

2. Page 1, line 12.

Following: "statute"

Insert: "adopted after January 1, 1981"

And, as amended, be concurred in. Report adopted.

STATE ADMINISTRATION (Feda, Chairman):

3/26/81

SB 142, third reading copy, be amended as follows:

1. Page 2, line 8.

Following: "authorized"

Insert: "the"

2. Page 2, lines 8 and 9.

Following: "actual" on line 8

Strike: "and" through "expenses" on line 9

Insert: "cost of lodging in addition to a meal allowance"

3. Page 2, line 9.

Following: "\$70"

Strike: "\$95"

Insert: "\$30"

4. Page 2, line 18.

Following: "All"

Insert: "other"

And, as amended, be concurred in. Report adopted.

SB 258, third reading copy, be amended as follows:

3/27/81

1. Title, lines 7 through 10.

Following: "LANDS;" on line 7

Strike: "TO" through "CONSERVATION;" on line 10

2. Title, line 13 through line 3 on page 2.

Following: "~~MCA.~~" on line 13

Strike: "TO" through "DOCTOR;" on line 3 on page 2

3. Title, line 4 on page 2.

Following: "TRANSFER;"

Strike: "REPEALING SECTION 75-5-502, MCA;"

4. Title, line 5 on page 2.

Following: "PROVIDING"

Insert: "AN"

Following: "EFFECTIVE"

Strike: "DATES"

Insert: "DATE"

5. Page 3, line 9 through line 15 on page 6.

Following: line 8

Strike: sections 3 through 5 in their entirety

Renumber: subsequent sections

6. Page 6, line 20.

Following: "~~sciences~~"

Strike: "NATURAL RESOURCES AND CONSERVATION"

Insert: "health and environmental sciences"

7. Page 6, line 21.

Following: "~~2-15-2104~~"

Strike: "~~2-15-3302~~"

Insert: "2-15-2104"

8. Page 6, line 23.

Following: "~~sciences~~"

Strike: "NATURAL RESOURCES AND CONSERVATION"

Insert: "health and environmental sciences"

9. Page 6, line 24.

Following: "~~21~~"

Strike: "33"

Insert: "21"

10. Page 8, lines 23 and 24.

Following: "~~lands~~"

Strike: "natural resources and conservation"

Insert: "state lands"

11. Page 12, lines 4 and 5.

Following: "~~lands~~"

Strike: "natural resources and conservation"

Insert: "state lands"

12. Page 12, line 23 through line 9 on page 72.

Following: line 22

Strike: sections 11 through 52 in their entirety

Renumber: subsequent sections

13. Page 72, line 19 through line 1 on page 73.

Following: line 18

Strike: sections 55 and 56 in their entirety

Insert: "Section 10. Effective date. This act is effective July 1, 1981."

And, as amended, be concurred in. Report adopted.

SB 294, third reading copy, be amended as follows:

3/26/81

1. Title, line 5.

Following: line 4

Strike: "SECTIONS"

Insert: "SECTION"

Following: "2-15-112"

Strike: "AND 49-2-308"

2. Title, line 6.

Following: "~~AND~~"

Strike: " "

Insert: "<sup>2</sup>AND"

Following: "ADMINISTRATORS"

Strike: "<sub>2</sub> AND BUREAU CHIEFS"

3. Page 2, line 25.

Following: "~~deputy~~"

Strike: "DEPUTY"

Insert: "including appointment of deputy"

Following: "~~and~~"

Strike: "~~,~~"

Insert: "and"

4. Page 3, line 1.

Following: "~~who~~"

Strike: "~~, AND BUREAU CHIEFS~~"

Insert: "who"

5. Page 3, line 2.

Following: "head"

Insert: "with the concurrence of the governor"

6. Page 3, line 3.

Following: "~~or~~"

Strike: "~~,~~"

Insert: "<sup>2</sup>or"

Following: "administrator"

Strike: "<sup>2</sup>~~OR~~"

7. Page 3, line 4.

Following: line 3

Strike: "BUREAU CHIEF"

8. Page 4, line 7 through line 16 on page 5.

Strike: section 2 in its entirety

And, as amended, be concurred in. Report adopted.

SB 325, third reading copy, be amended as follows:

3/27/81

1. Page 1, line 23.

Following: "OF"

Strike: "NOT MORE THAN"

And, as amended, be concurred in. Report adopted.

SB 449, third reading copy, be amended as follows:

3/26/81

1. Statement of Intent.

Following: line 4

Insert: "The Legislature intends that an administrator of a deferred compensation program in the state of Montana shall contract administrative and marketing services with private corporations, institutions, or individuals when eligible deferred compensation programs are established under this act, if these contracts result in the protection of participants' interests and the safeguarding of the plan's assets."

2. Page 2.

Following: line 1

Insert: "(2) 'Advisory council' means the state employee group benefits advisory council provided for in 2-15-1016."

Renumber: subsequent subsections

3. Page 6, line 8.

Following: "Department"

Strike: "of administration"

4. Page 6, line 17.

Following: "(1)"

Strike: "~~A~~"

Insert: "Effective July 1, 1983, a"



5. Page 7, lines 19 and 20.

Following: "department" on line 19

Strike: "of administration"

6. Page 7, lines 23 through line 3 on page 8.

Following: "." on line 23

Strike: "The" through "." on line 3 on page 8

Insert: "The administrator shall protect the interests of program participants and safeguard the assets of the deferred compensation plan and shall contract with private corporations, institutions, or individuals for administrative and marketing services."

7. Page 8.

Following: line 16

Insert: "NEW SECTION. Section 6. Functions of advisory council.

(1) The department shall meet and consult with the advisory council before negotiating, contracting, or modifying deferred compensation plans.

(2) The advisory council shall meet at least quarterly to review existing deferred compensation plans and to advise the department on the administration of the program."

Renumber: subsequent sections

8. Page 8, lines 19 and 20.

Following: "department" on line 19

Strike: "of administration"

9. Page 9, line 6.

Following: "any"

Insert: "investment"

10. Page 9.

Following: line 8

Insert: "Section 9. Codification instruction. Section 6 is intended to be codified as an integral part of Title 19, chapter 2, part 2, and the provisions of Title 19, chapter 2, apply to section 6."

Renumber: subsequent section

And, as amended, be concurred in. Report adopted.

SJR 19, third reading copy, be amended as follows:

1. Pages 1 through 4.

Strike: Senate Finance and Claims Committee amendments of 2/20/81, so that bill reads as introduced

And, as amended, be concurred in. Report adopted.

### MESSAGES FROM THE OTHER HOUSE

House Bills and House Joint Resolution not concurred in and returned to the House: 3/26/81

House Bill No. 796, introduced by Manning

House Bill No. 797, introduced by Bennett, Menahan, Seifert, et al.

House Bill No. 806, introduced by Manuel, Smith, Stobie, Nilson

House Joint Resolution No. 21, introduced by Seifert, Harp, Kanduch, et al.

House Amendments to Senate Bills concurred in:

3/26/81

House Amendments to Senate Bill No. 83, introduced by Mazurek

House Amendments to Senate Bill No. 110, introduced by Story

House Amendments to Senate Bill No. 137, introduced by Johnson

House Amendments to Senate Bill No. 228, introduced by Regan, Olson

House Amendments to Senate Bill No. 230, introduced by Hager, Nilson

House Amendments to Senate Bill No. 232, introduced by Stimatz

House Amendments to Senate Bill No. 241, introduced by Hazelbaker

House Amendments to Senate Bill No. 256, introduced by Hammond, Etchart

House Bills and House Joint Resolution concurred in as amended and returned to the House for concurrence in Senate Amendments: 3/26/81

House Bill No. 135, introduced by Kessler, Teague, Menahan

House Bill No. 533, introduced by Huennekens

House Bill No. 684, introduced by Lory

House Joint Resolution No. 25, introduced by Harper, Dozier, Harrington, Daily, et al.

House Bills and House Joint Resolutions concurred in and returned to the House: 3/26/81

House Bill No. 69, introduced by Donaldson

House Bill No. 552, introduced by Roush, Iverson, Shontz, et al.

House Bill No. 635, introduced by Bardanouve

House Bill No. 789, introduced by Yardley

House Joint Resolution No. 27, introduced by Quilici, Marks, Pavlovich, et al.

House Joint Resolution No. 33, introduced by Shontz, Fabrega

House Joint Resolution No. 40, introduced by Brand, Marks, Menahan, Stobie

The Senate, on 3/27/81, requested the return of the following House Bills and House Joint Resolution for further consideration:

House Bill No. 797, introduced by Bennett, Menahan, et al.

House Bill No. 806, introduced by Manuel, Smith, Stobie, et al.

House Joint Resolution No. 21, introduced by Seifert, Harp, Kanduch, et al.

The Senate, on 3/27/81, rejected the Conference Committee Report on Senate Bill No. 15 and appointed a Free Conference Committee and requested that the House of Representatives appoint a like committee to confer on Senate Bill No. 15.

The President Pro Tempore appointed the following members:

Senator Mazurek, Chairman  
Senator Crippen  
Senator Elliott

## MOTIONS

Representative Dussault moved that SB 404 be placed above SB 403 on the Second Reading board. Motion carried.

Representative Dussault moved that SB 109 be taken from Second Reading and rereferred to the Committee on State Administration. The bill deals with the lobbyist disclosure initiative and she felt it shouldn't be acted on until the Supreme Court acts. Motion failed by the following vote:

Ayes: Abrams, Azzara, Bengtson, Bergene, Bertelsen, Brand, Brown, Conn, Daily, Dozier, Dussault, Eudaily, Fabrega, Harper, Harrington, Hart, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Lory, Manning, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 45

Noes: Andreason, Asay, Bennett, Briggs, Burnett, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Ellison, Ernst, Fagg, Feda, Gould, Hannah, Hanson, Hemstad, Iverson, Jensen, Keyser, Kitselman, Kropp, Lund, Matsko, McLane, Meyer, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 47

Excused: Bardanouve, Donaldson, Hurwitz, Manuel, Moore.

Total 5

Absent or not voting: Anderson, Harp, Holliday.

Total 3

Representative Nordtvedt moved that consideration on HB 428 be passed until the 69th legislative day. Motion carried.

Representative Nordtvedt moved that SB 47 be moved to the top of the Second Reading board. Motion carried.

Representative Kitselman moved that SB 335 be taken from Third Reading and placed on Second Reading for the purpose of amendment. Motion carried.

Representative Sales moved that the House reconsider its action in adopting the Conference Committee Report on SB 15. Motion carried. (89-0)

Representative Sales moved that the Conference Committee on SB 15 be dissolved and that the Speaker be authorized to appoint a Free Conference Committee on SB 15. Motion carried.

Representative Fagg moved that the House recess for 30 minutes so that the parties could caucus. Motion carried.

House stood in recess at 2:45 p.m.

House reconvened at 3:25 p.m.

Representative Fagg moved that the House accede to the request of the Senate in returning HB 797, HB 806, and HJR 21. Motion carried.

Representative Fagg moved that consideration on SB 64 be passed until the 71st legislative day. Motion carried.

Representative Fagg moved that consideration on HB 250 be passed until the 74th legislative day. Motion carried.

Representative Lory moved that the rules be temporarily suspended to allow for the drafting and introduction of a bill dealing with the reappraisal of state lands. Motion carried unanimously.

### **FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS**

The following bills were introduced, read first time and referred to committees:

HB 860, introduced by Ellerd. Referred to Committee on Agriculture, Livestock and Irrigation.

HJR 62, introduced by Williams, Conroy, Iverson, Seifert, Marks. Referred to Committee on State Administration.

The Long Range Building Committee present at this time.

### **REPORTS OF STANDING COMMITTEES**

Representative Brand excused at this time.

NATURAL RESOURCES (Iverson, Chairman): 3/25/81

SB 123, be not concurred in. Representative Iverson moved the adoption of the Adverse Committee Report. Representative Sivertsen made a substitute motion that SB 123 be placed on Second Reading. Motion failed. (42-58) Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brown, Conn, Daily, Dozier, Dussault, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Manning, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Shelden, Spilker, Teague, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 58

Noes: Abrams, Andreason, Asay, Bennett, Briggs, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Feda, Holliday, Hurwitz, Iverson, Kanduch, Keyser, Kropp, Lund, Manuel, Matsko, McLane, Moore, O'Hara, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Stobie, Switzer, Thoft, Underdal, Vinger, Mr. Speaker.

Total 40

Excused: Brand.

Total 1

Absent or not voting: Shontz.

Total 1

### **REPORTS OF SELECT COMMITTEES**

#### **FREE CONFERENCE COMMITTEE ON SENATE BILL NO. 15 Report No. 2, March 27, 1981**

Mr. President and Speaker of the House:

We, your Free Conference Committee on Senate Bill No. 15, met March 27, 1981, and considered:



House Committee of the Whole amendments to the third reading copy, dated March 11, 1981.

We recommend that:

The House recede from Committee amendment no. 1; and the Senate accede to Committee amendment no. 2.

Senate Bill No. 15 be further amended as specified in the clerical instructions.

The reference copy of Senate Bill No. 15 read as specified in the clerical instructions.

The Free Conference Committee Report on Senate Bill No. 15 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Page 26, lines 19 through 24.  
Strike: section 18 in its entirety

2. Page 26.

Following: line 24

Insert: "NEW SECTION. Section 18. Redemption of bonds — optional method. Between the effective date and termination date of this act, a governing body in connection with the issuance of bonds may, at its option, provide that such bonds shall be redeemable at such time or times and upon such terms and conditions as the governing body shall deem to be in the best interest of the public, notwithstanding any statutory provision to the contrary."

#### FOR THE HOUSE:

Sales  
Vinger  
Williams

#### FOR THE SENATE:

Mazurek  
Crippen  
Elliott

#### FREE CONFERENCE COMMITTEE ON SENATE BILL NO. 125 Report No. 1, March 25, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on Senate Bill No. 125, met March 25, 1981, and considered:

House amendments to Senate Bill No. 125.

We recommend that:

The reference copy of Senate Bill No. 125 be amended as specified in the clerical instructions.

The Free Conference Committee Report on Senate Bill No. 125 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Page 1, line 16.  
Following: "~~\$150,000~~"  
Strike: "\$400,000"  
Insert: "\$150,000"

2. Page 1, line 21.

Following: "~~\$175,000~~"

Strike: "\$400,000"

Insert: "\$300,000"

## FOR THE HOUSE:

Anderson

Hanson

Holliday

## FOR THE SENATE:

Hammond

Galt

Mazurek

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Dussault in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Matsko excused at this time.

Representative Roth moved that SB 47 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Bardanouve, Bergene, Fagg, Huennekens, Lund, Manning, Nilson, Oberg, O'Connell, Pistoria, Spilker.

Total 11

Excused: Brand, Matsko.

Total 2

Absent or not voting: Cozzens, Hemstad, Keedy.

Total 3

Representative Azzara excused at this time.

Representative Lund moved that HB 560, second reading copy, be amended as follows:

1. Title, line 5.

Following: "EXAMINERS"

Insert: "AND THE DEPARTMENT OF JUSTICE"

2. Page 2.

Following: line 2

Insert: "Section 2. Appropriation. There is appropriated from the general fund to the department of justice the sum of \$66,619.40, or

so much thereof as may be necessary to satisfy the judgment against the state of Montana and in favor of Leaseamerica Corporation of Wisconsin entered on June 20, 1980, by the District Court of the First Judicial District of the State of Montana, in and for the County of Lewis and Clark, in Cause No. 42658, entitled "Leaseamerica Corporation of Wisconsin, Plaintiff, vs. State of Montana, Defendant" and affirmed by the Supreme Court of Montana on March 16, 1981, in Cause No. 80-269."

Renumber: subsequent sections

3. Page 2, line 5.

Strike: "three"

Insert: "four"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Curtiss, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Azzara, Brand, Matsko.

Total 3

Absent or not voting: Asay, Bengtson, Burnett, Cozzens, Daily, Devlin, Fagg, Hannah, Hemstad, Robbins, Sivertsen, Smith.

Total 12

Representative Brand present at this time.

And HB 560, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Hannah, Nordtvedt, Vinger.

Total 3

Excused: Azzara, Matsko.

Total 2

Absent or not voting: Bengtson, Bergene, Brand, Cozzens, Ernst, Lund, Manuel, Sivertsen, Smith.

Total 9

Representative Vincent in the Chair.

That HB 837 do pass by the following vote:

Ayes: Andreason, Asay, Bardanouve, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: Anderson, Hannah, Keedy, Ryan, Smith, Stobie, Vinger.

Total 7

Excused: Azzara, Matsko.

Total 2

Absent or not voting: Abrams, Bengtson, Bennett, Cozzens, Harrington, Lund, Manuel, Nordtvedt, Shelden.

Total 9

Representative Dussault moved that SB 404 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Andreason, Curtiss, McLane.

Total 3

Excused: Azzara, Matsko.

Total 2

Absent or not voting: Cozzens, Ellison, Iverson, Shontz.

Total 4

Representatives Donaldson and Lund excused at this time.

Representative Dussault moved that SB 403 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Daily, Devlin, Dozier,



Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Andreason, Curtiss, Hannah, McLane, O'Hara, Spilker, Stobie.  
Total 7

Excused: Azzara, Donaldson, Lund, Matsko.  
Total 4

Absent or not voting: Burnett, Cozzens, Iverson, Shontz, Smith.  
Total 5

Representative Dussault in the Chair.

Representative Nordtvedt moved that SB 55 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 88

Noes: None.  
Total 0

Excused: Azzara, Donaldson, Lund, Matsko.  
Total 4

Absent or not voting: Cozzens, Hurwitz, Kitselman, Marks, Menahan, Moore, Seifert, Shontz.  
Total 8

Representative Keedy moved that SB 268 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Stobie.

Total 1

Excused: Azzara, Donaldson, Lund, Matsko.

Total 4

Absent or not voting: Bengtson, Briggs, Cozzens, Ellison, Hurwitz, Kropp, Marks, Moore.

Total 8

Representative Keyser moved that SB 302 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lory, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Azzara, Donaldson, Lund, Matsko.

Total 4

Absent or not voting: Bengtson, Bennett, Briggs, Cozzens, Devlin, Ellison, Kessler, Kropp, Marks.

Total 9

Representative Keyser moved that SB 303 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Azzara, Donaldson, Lund, Matsko.

Total 4

Absent or not voting: Bengtson, Bergene, Cozzens, Ellison, Hurwitz, Marks.

Total 6

Representative Anderson excused at this time.

Representative Vincent in the Chair.

Representative Bergene moved that SB 352, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Bardanoue, Bengtson, Bergene, Bertelsen, Brand, Brown, Conn, Daily, Dozier, Dussault, Fabrega, Fagg, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kemmis, Kennerly, Kessler, Kitselman, Lory, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Roush, Seifert, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 55

Noes: Asay, Bennett, Briggs, Burnett, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Harp, Hurwitz, Iverson, Kanduch, Keedy, Keyser, Kropp, Moore, Mueller, Nordtvedt, O'Hara, Robbins, Roth, Ryan, Sales, Schultz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin.

Total 40

Excused: Anderson, Azzara, Donaldson, Lund, Matsko.

Total 5

Absent or not voting: None.

Total 0

Representative Dussault in the Chair.

Representative Fagg moved that consideration on SB 311 be passed for the day. Motion carried.

Representative Phillips moved that SB 387 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Bardanoue, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Hannah, Nordtvedt, Sales.

Total 3

Excused: Anderson, Azzara, Donaldson, Lund, Matsko.

Total 5

Absent or not voting: Burnett, Cozzens, Kemmis, Marks, O'Hara, Quilici, Seifert, Smith.

Total 8

Representative McBride moved that SB 412 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: Hannah, Nordtvedt, Vinger.

Total 3

Excused: Anderson, Azzara, Donaldson, Lund, Matsko.

Total 5

Absent or not voting: Bardanouve, Burnett, Dozier, Iverson, Keedy, Kemmis, Meyer, Oberg, Smith, Underdal.

Total 10

Representative McBride moved that SB 463, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 80

Noes: Vinger.

Total 1

Excused: Anderson, Azzara, Donaldson, Lund, Matsko.

Total 5

Absent or not voting: Bardanouve, Briggs, Burnett, Dozier, Ellison, Harrington, Iverson, Marks, Meyer, Moore, Quilici, Sivertsen, Smith, Underdal.

Total 14

Representatives McBride and Waldron excused at this time.

Representative Keyser moved that SB 448 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hannah, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson,



Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Wallin, Williams, Yardley, Zabrocki.  
Total 71

Noes: Brand, Conroy, Feda, Gould, Hanson, Harp, Hemstad, Keedy, Marks, Roth, Roush, Seifert, Vinger.  
Total 13

Excused: Anderson, Azzara, Donaldson, Lund, Matsko, McBride, Waldron.  
Total 7

Absent or not voting: Burnett, Dozier, Ellison, Iverson, Kanduch, Kemmis, Smith, Underdal, Winslow.  
Total 9

Representative Fagg moved that consideration on SB 467 be passed for the day. Motion carried.

Representative Daily moved that SB 57 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Spilker, Teague, Thoft, Vincent, Wallin, Williams, Yardley, Zabrocki.  
Total 73

Noes: Bennett, Curtiss, Hannah, Keyser, McLane, O'Hara, Roth, Seifert, Stobie, Switzer, Vinger, Winslow.  
Total 12

Excused: Anderson, Azzara, Donaldson, Lund, Matsko, McBride, Waldron.  
Total 7

Absent or not voting: Bardanouve, Burnett, Conroy, Dozier, Kanduch, Sivertsen, Smith, Underdal.  
Total 8

Representative Hannah moved that SB 216, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Bengtson, Bennett, Bertelsen, Brand, Briggs, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Marks, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.  
Total 77

Noes: Asay, Brown, Hemstad, Manuel, Moore, Oberg, Yardley.

Total 7

Excused: Anderson, Azzara, Donaldson, Lund, Matsko, McBride, Waldron.

Total 7

Absent or not voting: Bardanouve, Bergene, Burnett, Dozier, Iverson, Nordtvedt, O'Connell, Smith, Underdal.

Total 9

Representative Harper moved that consideration on SB 345 be passed for the day. Motion carried.

Representatives Bengtson and Thoft excused at this time.

Representative Oberg moved that SB 367, third reading copy, be amended. Representative Marks questioned whether the amendment was in order and asked the Chair for a ruling. Representative Oberg then moved that consideration on SB 367 be passed for the day. Motion failed. Chairman Dussault ruled the amendment out of order and it was withdrawn. Representative Cozzens moved that SB 367 be concurred in. Representative Harper made a substitute motion that SB 367, third reading copy, be amended. Representative Moore arose on a point of order stating that the amendment was out of order because it changed the intent of the bill. The Chair ruled that the Harper amendment was in order. Representative Conroy appealed the ruling of the Chair. The ruling was upheld. (49-32) Thereupon, Representative Harper's amendment to SB 367 failed by the following vote:

Ayes: Asay, Bergene, Bertelsen, Brand, Conn, Daily, Dozier, Dussault, Ellerd, Fabrega, Harper, Hart, Huennekens, Jensen, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, Menahan, Metcalf, Neuman, Nilson, Oberg, Pavlovich, Quilici, Robbins, Roush, Shelden, Shontz, Vincent, Williams, Zabrocki.

Total 34

Noes: Abrams, Andreason, Bardanouve, Bennett, Briggs, Brown, Conroy, Cozzens, Curtiss, Devlin, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Keyser, Kitselman, Lory, Marks, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Pistoria, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Spilker, Stobie, Switzer, Teague, Vinger, Wallin, Winslow, Yardley.

Total 50

Excused: Anderson, Azzara, Bengtson, Donaldson, Lund, Matsko, McBride, Thoft, Waldron.

Total 9

Absent or not voting: Burnett, Harrington, Kanduch, Kropp, O'Connell, Smith, Underdal.

Total 7

Representative Cozzens moved that SB 367 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Keedy, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Marks, McLane, Metcalf, Meyer, Moore, Mueller,

Neuman, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 74

Noes: Daily, Dussault, Ellerd, Harper, Huennekens, Jensen, Kemmis, Menahan, Nilson, Pavlovich, Ryan, Sheldon, Shontz, Vincent.

Total 14

Paired: Bengtson, Thoft, Waldron, Ayes; Ellerd, Kemmis, Menahan, Noes.

Excused: Anderson, Azzara, Donaldson, Lund, Matsko, McBride.

Total 6

Absent or not voting: Burnett, Kanduch, Kropp, O'Connell, Smith, Underdal.

Total 6

That the Committee rise and report. (Dussault, Chairman). Report adopted. (75-9)

### MOTIONS

Representative Williams moved that the rules be temporarily suspended to allow him to introduce a House joint resolution late requesting a Select Committee on Indian Affairs. Motion carried unanimously.

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Senate Amendments to House Bill No. 239 were concurred in by the following vote:

Ayes: Abrams, Andreason, Asay, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sheldon, Shontz, Sivertsen, Switzer, Teague, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 73

Noes: Brand, Dozier, Fagg, Hannah, McLane, Neuman, Spilker, Stobie, Vincent, Winslow.

Total 10

Excused: Anderson, Azzara, Bengtson, Donaldson, Lund, Matsko, McBride, Thoft, Waldron.

Total 9

Absent or not voting: Burnett, Huennekens, Hurwitz, Kanduch, Kropp, O'Connell, Smith, Underdal.

Total 8

Senate Amendments to House Bill No. 618 were concurred in by the following vote:

Ayes: Abrams, Andreason, Asay, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily,



Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Stobie.

Total 1

Excused: Anderson, Azzara, Bengtson, Donaldson, Lund, Matsko, McBride, Thoft, Waldron.

Total 9

Absent or not voting: Burnett, Hurwitz, Kanduch, Kropp, O'Connell, Smith, Underdal.

Total 7

House Joint Resolution No. 46 was passed by the following vote:

Ayes: Abrams, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Kitselman, Lory, Manning, Manuel, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Vincent, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 63

Noes: Andreason, Asay, Bardanouve, Bennett, Dussault, Ellerd, Ellison, Fedá, Hannah, Harp, Harper, Jensen, Kessler, Keyser, Nordtvedt, Roth, Ryan, Sales, Stobie, Vinger, Yardley.

Total 21

Excused: Anderson, Azzara, Bengtson, Donaldson, Lund, Matsko, McBride, Thoft, Waldron.

Total 9

Absent or not voting: Burnett, Hurwitz, Kanduch, Kropp, O'Connell, Smith, Underdal.

Total 7

House Bill No. 155 was passed by the following vote:

Ayes: Abrams, Andreason, Asay, Bennett, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, McLane, Menahan, Metcalf, Meyer, Moore, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Sivertsen, Spilker, Stobie, Switzer, Teague, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 77

Noes: Anderson, Bardanouve, Bergene, Brand, Mueller, Neuman, Sales, Shelden, Shontz.



Total 9

Paired: Spilker, Aye; Anderson, No.

Excused: Azzara, Bengtson, Donaldson, Lund, Matsko, McBride, Thoft, Waldron.

Total 8

Absent or not voting: Burnett, Hurwitz, Kropp, O'Connell, Smith, Underdal.

Total 6

Senate Bill No. 278, as amended, was concurred in by the following vote:

Ayes: Abrams, Asay, Bennett, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hemstad, Iverson, Keyser, Lory, Manuel, McLane, Meyer, Moore, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Vinger, Wallin, Winslow, Mr. Speaker.

Total 49

Noes: Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Conn, Dozier, Dussault, Fabrega, Fagg, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Manning, McBride, Menahan, Metcalf, Mueller, Neuman, Nilson, Oberg, Shelden, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 42

Paired: Burnett, Nordtvedt, O'Connell, Quilici, Sivertsen, Spilker, Ayes; Anderson, Azzara, Bengtson, McBride, Metcalf, Waldron, Noes.

Excused: Donaldson, Lund, Matsko, Thoft.

Total 4

Absent or not voting: Hurwitz, Kanduch, Kropp, Smith, Underdal.

Total 5

Senate Bill No. 321, as amended, was concurred in by the following vote:

Ayes: Abrams, Andreason, Asay, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 78

Noes: Brand, Jacobsen, Moore, Roth, Seifert, Vinger.

Total 6

Excused: Anderson, Azzara, Bengtson, Donaldson, Lund, Matsko, McBride, Thoft, Waldron.

Total 9

Absent or not voting: Burnett, Hurwitz, Kanduch, Kropp, O'Connell, Smith, Underdal.

Total 7

**UNFINISHED BUSINESS**

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Bill No. 15:

Vinger, Chairman  
Sales  
Williams

**SPECIAL ORDERS OF THE DAY**

The Speaker introduced Linda Jankens, Staci Fulkerson, Stephen Young, Steve Rorick, Alan Sartain, Jeannie Bryant, Ginny Swan, Sonja Stephens, and Annette Walstad, this week's pages, and thanked them for their services.

Representative Fagg moved that the House adjourn until 9:00 a.m., March 28, 1981.

Motion carried.

House adjourned at 8:48 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk



## SIXTY-NINTH LEGISLATIVE DAY

Helena, Montana  
March 28, 1981

House Chambers  
Capitol Building

House convened at 9:10 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Burnett, Conroy, Kanduch, Matsko, O'Hara, Sivertsen, the Committee on Judiciary, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Sixty-eighth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 3/28/81  
Correctly printed - HB 42, HB 410, HB 499, HB 718, HB 828,  
HB 853, HB 860, HJR 26, HJR 34.  
Correctly engrossed - HB 560.  
Considered correctly engrossed - HB 837.

APPROPRIATIONS (Lund, Chairman): 3/27/81  
HB 828, introduced bill, be amended as follows:

1. Page 1, line 14.  
Following: "office"  
Insert: "until June 30, 1983,"
2. Page 1, line 18.  
Following: line 17  
Insert: "Section 2. Effective date. This act is effective on passage  
and approval."
3. Title, line 9.  
Following: "BORDERS"  
Insert: "; AND PROVIDING AN EFFECTIVE DATE"  
And, as amended, do pass. Report adopted.

HUMAN SERVICES (Gould, Chairman): 3/27/81  
SB 480, third reading copy, be amended as follows:

1. Title, line 12.  
Following: "COSTS;"  
Strike: "EXEMPTING AUDIOLOGISTS FROM LICENSURE;"
2. Title, line 13.  
Following: "37-16-102,"  
Strike: "37-16-103,"
3. Page 8, line 23 through line 11 on page 9.  
Following: line 22  
Strike: section 5 in its entirety  
Renumber: subsequent sections
4. Page 11, line 8.  
Following: line 7  
Strike: "temporary"



Insert: "trainee"

5. Page 11, line 10.

Following: line 9

Strike: "temporary"

Insert: "trainee"

6. Page 11, line 25.

Following: "school"

Strike: "or"

Insert: " , "

7. Page 12, line 2.

Following: "application"

Insert: " , or that he holds a current license as an audiologist under Title 37, chapter 15"

8. Page 14, line 7.

Following: "board."

Insert: "(7) A person licensed as an audiologist under the provisions of Title 37, chapter 15, is exempt from the trainee license and examination requirements of this chapter."

And, as amended, be concurred in. Report adopted.

JUDICIARY (Keyser, Chairman):

3/27/81

HB 853, do pass. Report adopted.

SB 113, be concurred in. Report adopted.

SB 253, third reading copy, be amended as follows:

1. Page 4, lines 12 and 13.

Following: "purposes;" on line 12

Strike: remainder of line 12 through "45-5-625" on line 13

2. Page 4, line 22.

Following: "future."

Insert: "leaving him under circumstances that make reasonable the belief that the parent or other person does not intend to resume care of the child in the future or by"

And, as amended, be concurred in. Report adopted.

SB 468, be concurred in. Report adopted.

SB 475, third reading copy, be amended as follows:

1. Page 122, line 8 through line 5 on page 124.

Following: "35-1-1202." on line 8, page 122

Strike: remainder of line 8 through line 5 on page 124

Insert: "Secretary of state to establish fees commensurate with costs. The secretary of state shall establish fees for filing documents and issuing certificates as required by this chapter. The fees must be reasonably related to the costs of processing the documents and certificates. The secretary of state shall maintain records sufficient to support the fees established under this section."

And, as amended, be concurred in. Report adopted.

Committee adopted the following Statement of Intent:

#### STATEMENT OF INTENT SENATE BILL 475

A statement of intent is required for this bill because section 59, as amended by the House Judiciary Committee, would grant the secretary of

state the authority to adopt rules establishing fees for filing documents and issuing certificates required by Title 35, chapter 1. Rules are to be adopted under the Montana Administrative Procedure Act. The documents and certificates for which filing fees may be charged under those rules shall include those specifically mentioned in section 35-1-1202 prior to amendment by Senate Bill 475 and any others required under Title 35, chapter 1. The rules must allow the filing and billing for filing fees to be accomplished by mail.

First adopted by the House Judiciary Committee on the 27th day of March, 1981.

SJR 20, be concurred in. Report adopted.

NATURAL RESOURCES (Iverson, Chairman):

3/27/81

SB 376, third reading copy, be amended as follows:

1. Title, lines 7 and 21.

Following: "FACILITY;" on line 7

Strike: "INCLUDING"

Following: "75-20-220," on line 21

Strike: "75-20-301,"

2. Page 4, line 8.

Following: "gas,"

Insert: "and those facilities subject to The Montana Strip and Underground Mine Reclamation Act,"

3. Page 5, line 1.

Following: "thereto"

Strike: "EXCEPT THOSE FACILITIES SUBJECT TO THE  
MONTANA STRIP- AND UNDERGROUND-MINE  
RECLAMATION ACT,"

4. Pages 17 through 20.

Following: line 16 on page 17

Strike: section 7 in its entirety

Renumber: subsequent sections

5. Page 21, lines 5 and 6.

Following: "of" on line 5

Strike: "75-20-214,"

Following: "75-20-301" on line 6

Strike: "2"

6. Page 21, line 6.

Following: "75-20-501"

Insert: "(5)"

7. Page 21, line 18.

Following: "2"

Strike: "and"

8. Page 21, line 21.

Following: "curtailed"

Strike: "2"

Insert: "2 and"

9. Page 21.

Following: line 21

Insert: "(d) the proposed facility will have a beneficial effect on the economy of the county in which the facility is proposed to be located."

10. Page 22.

Following: line 1

Insert: "(5) The waiver provided for in subsection (3) does not apply to consideration of alternatives or minimum adverse environmental impact for a facility defined in (b), (c), (d), or (e) of 75-20-104(10) or for an associated facility defined in 75-20-104(3).

(6) The applicant shall pay all expenses required to process and conduct a hearing on a waiver request under subsection (3). However, any payments made under this subsection shall be credited toward the fee paid under 75-20-215 to the extent the data or evidence presented at the hearing or the decision of the board under subsection (3) can be used in making a certification decision under this chapter."

And, as amended, be concurred in. Report adopted.

TAXATION (Nordtvedt, Chairman):

3/28/81

HB 42, introduced bill, be amended as follows:

1. Title.

Following: line 5

Strike: "60 DAYS"

Insert: "1 YEAR"

2. Page 3, line 12.

Following: "the"

Strike: "money made from the gain"

Insert: "proceeds of the sale"

Following: "within"

Strike: "60 days"

Insert: "1 year"

3. Page 3, line 15.

Following: "in"

Strike: "any kind of real property"

Insert: "land of total area greater than 20 acres"

And, as amended, do pass. Report adopted.

Committee adopted the following Statement of Intent:

#### STATEMENT OF INTENT

#### HOUSE BILL 42

Section 1(c) of House Bill 42 requires the Department of Revenue to adopt rules to administer the provisions of House Bill 42. It is the intent of the Legislature that the Department of Revenue will develop reporting forms for taxpayers to identify capital assets sold and purchased. The form will include the selling or purchase prices of the appropriate capital asset.

HB 499, do pass. Report adopted.

3/27/81

SB 231, be concurred in. Report adopted.

3/28/81

SB 292, third reading copy, be amended as follows:

3/27/81

1. Title, line 11.

Following: "MCA"

Insert: " ; AND PROVIDING AN EFFECTIVE DATE"

2. Page 5.

Following: line 19

Insert: "Section 4. Effective date. This act is effective on passage and approval."

And, as amended, be concurred in. Report adopted.

### MOTIONS

Representative Dussault moved that SB 109 be taken from Second Reading and rereferred to the Committee on State Administration. Motion carried.

Representative Nordtvedt moved that consideration on HB 428 be passed until the 70th legislative day. Motion carried.

Representative Nordtvedt moved that consideration on HJR 52 be passed until the 70th legislative day because Representative Sivertsen is absent. Motion carried.

Representative Donaldson moved that SB 113, which today came out of the Committee on Judiciary with a "be concurred in" recommendation, be rereferred to the Committee on Appropriations. Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following bills were introduced, read first time and referred to committees:

HB 861, introduced by Hurwitz, D. Manning, Severson, Conroy. Referred to Committee on Natural Resources.

HJR 60, introduced by Azzara, Kessler, Bertelsen, Switzer, Nilson, Dozier, Andreason, Hannah, Waldron, Vinger, Matsko, Keyser, Kitselman, Winslow, D. O'Hara, Cozzens, Fagg, Iverson, Metcalf, Hart, Kennerly, Huennekens, Menahan, Marks, Harper, Zabrocki, Shontz. Referred to Committee on Local Government.

HJR 61, introduced by Waldron, Holliday, Hurwitz, Fabrega, Roush, Bertelsen, Devlin, Switzer, Iverson, Bardanouve, Kitselman, Roth, Dozier, Asay, Kemmis, Dussault, Shontz, Kessler, McBride. Referred to Committee on Local Government.

HR 4, introduced by Brand, Manley, Menahan. Referred to Committee on Human Services.

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Seifert in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative McLane present at this time.

Representative Meyer moved that the Free Conference Committee Report on HB 350 be adopted. Motion carried by the following vote:

Ayes: Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Cozzens, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Fabrega, Fagg, Feda, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Jacobsen, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips,



Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 69

Noes: Andreason, Jensen, Sales.

Total 3

Excused: Abrams, Anderson, Bennett, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Eudaily, Hannah, Huennekens, Iverson, Kanduch, Keedy, Keyser, Matsko, O'Hara, Shelden, Sivertsen, Teague, Yardley.

Total 22

Absent or not voting: Bardanouve, Donaldson, Gould, Lund, Manuel, Shontz.

Total 6

Representative Fedá moved that the Free Conference Committee Report on SB 72 be adopted. Motion carried by the following vote:

Ayes: Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Cozzens, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Fabrega, Fagg, Fedá, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Hurwitz, Jacobsen, Jensen, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Marks, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 70

Noes: None.

Total 0

Excused: Abrams, Anderson, Bennett, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Eudaily, Hannah, Huennekens, Iverson, Kanduch, Keedy, Keyser, Matsko, O'Hara, Shelden, Sivertsen, Teague, Yardley.

Total 22

Absent or not voting: Bardanouve, Donaldson, Gould, Harper, Lund, McBride, Moore, Shontz.

Total 8

Representative Fagg in the Chair.

The Committee on Judiciary present at this time.

The Select Appropriations Subcommittee on HB 709 excused at this time.

Representative Seifert moved that SB 311, third reading copy, be amended. Amendment failed by the following vote:

Ayes: Andreason, Asay, Bennett, Bertelsen, Briggs, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fedá, Hannah, Hurwitz, Jensen, Keyser, Kitselman, Kropp, Marks, McLane, Meyer, Moore, Nordtvedt, Pavlovich, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 41

Noes: Anderson, Azzara, Bengtson, Bergene, Brand, Conn, Daily, Dozier, Dussault, Fabrega, Fagg, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kemmis, Kennerly, Kessler,

Lory, Manning, Manuel, McBride, Menahan, Metcalf, Mueller, Nilson, Oberg, O'Connell, Phillips, Pistoria, Quilici, Roush, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 43

Excused: Abrams, Bardanouve, Brown, Burnett, Conroy, Eudaily, Iverson, Kanduch, Keedy, Matsko, Neuman, O'Hara, Shelden, Sivertsen.

Total 14

Absent or not voting: Gould, Lund.

Total 2

Representative Seifert in the Chair.

Representatives Brown, Keedy, and Shelden present at this time.

Representative Dussault moved that SB 311 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Brown, Conn, Curtiss, Daily, Dozier, Dussault, Ernst, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Manning, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Schultz, Shelden, Shontz, Spilker, Teague, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 63

Noes: Bennett, Briggs, Cozzens, Devlin, Ellerd, Ellison, Hurwitz, Jensen, Keyser, Kropp, Moore, Roth, Ryan, Sales, Seifert, Smith, Stobie, Switzer, Thoft, Underdal, Wallin.

Total 21

Paired: Spilker, Aye; Stobie, No.

Excused: Abrams, Bardanouve, Burnett, Conroy, Donaldson, Eudaily, Iverson, Kanduch, Manuel, Matsko, Neuman, O'Hara, Roush, Sivertsen.

Total 14

Absent or not voting: Lory, Lund.

Total 2

Representative Eudaily present at this time.

Representative Dussault moved that SB 467 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Schultz, Seifert, Shelden, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 75

Noes: Ellerd, Roth, Ryan, Sales.

Total 4

Excused: Abrams, Bardanouve, Burnett, Conroy, Donaldson, Iverson, Kanduch, Manuel, Matsko, Neuman, O'Hara, Roush, Sivertsen, Stobie.

Total 14

Absent or not voting: Hannah, Harrington, Hurwitz, Lund, Moore, Nilson, Shontz.

Total 7

Representatives Bardanouve and Iverson present at this time.

Representative Waldron moved that SB 345 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Marks, McBride, McLane, Menahan, Metcalf, Mueller, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Shelden, Shontz, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 74

Noes: Briggs, Harp, Moore, Nordtvedt, Seifert, Smith, Vinger.

Total 7

Excused: Abrams, Burnett, Conroy, Donaldson, Kanduch, Manuel, Matsko, Neuman, O'Hara, Roush, Sivertsen, Stobie.

Total 12

Absent or not voting: Hannah, Harrington, Lund, Meyer, Nilson, Phillips, Schultz.

Total 7

Representative Pavlovich moved that SB 397 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Ryan, Schultz, Seifert, Shontz, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 75

Noes: Azzara, Nordtvedt, Roth, Sales.

Total 4

Excused: Abrams, Burnett, Conroy, Donaldson, Kanduch, Manuel, Matsko, Neuman, O'Hara, Roush, Sivertsen, Stobie.

Total 12

Absent or not voting: Hannah, Harrington, Kemmis, Kessler, Lund, Marks, Nilson, Shelden, Smith.

Total 9

Representative Switzer moved that SB 37, third reading copy, be amended as follows:



1. Page 3, lines 2 through 14.

Strike: lines 2 through 14 in their entirety

Renumber: subsequent section

Amendment passed by the following vote:

Ayes: Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Kemmis, Kessler, Keyser, Kitselman, Lory, Lund, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nordtvedt, Oberg, O'Connell, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 74

Noes: Andreason, Keedy, Kennerly, Manning, Pavlovich, Waldron.

Total 6

Excused: Abrams, Burnett, Conroy, Donaldson, Kanduch, Manuel, Matsko, Neuman, O'Hara, Roush, Sivertsen, Stobie.

Total 12

Absent or not voting: Bardanouve, Daily, Fagg, Harrington, Jacobsen, Jensen, Kropp, Nilson.

Total 8

Representative Switzer moved that SB 37, as amended, be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lund, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 76

Noes: Hurwitz, Manning, Marks, Nordtvedt, Sales.

Total 5

Excused: Abrams, Burnett, Conroy, Donaldson, Kanduch, Manuel, Matsko, Neuman, O'Hara, Roush, Sivertsen, Stobie.

Total 12

Absent or not voting: Bardanouve, Daily, Dozier, Harrington, Jensen, Kessler, Kropp.

Total 7

Representative Abrams present at this time.

Representative Waldron moved that SB 436 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday,



Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Burnett, Conroy, Donaldson, Kanduch, Manuel, Matsko, Neuman, O'Hara, Roush, Sivertsen, Stobie.

Total 11

Absent or not voting: Andreason, Dussault, Keedy, Spilker.

Total 4

Representative Nordtvedt moved that SB 107, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Curtiss, Daily, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kemmis, Kessler, Keyser, Kropp, Lory, Lund, Manning, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: None.

Total 0

Excused: Burnett, Conroy, Donaldson, Kanduch, Manuel, Matsko, Neuman, O'Hara, Roush, Sivertsen, Stobie.

Total 11

Absent or not voting: Cozzens, Dussault, Hannah, Keedy, Kennerly, Kitselman, Moore.

Total 7

Representative Hurwitz excused at this time.

Representative Harper moved that SB 115, third reading copy, be amended as follows:

1. Page 4, lines 5 through 7.

Following: "provided"

Strike: "written" through "district" on line 7

Insert: "a public hearing has been held if written protest has been made as provided in 7-13-211. An increase in fees may not be approved and implemented unless notice of such increase is given as provided in 7-13-208(1) and (2) and opportunity for protest is allowed as provided in 7-13-209 and 7-13-211"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn,

Cozzens, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Zabrocki.  
Total 78

Noes: Curtiss, Seifert, Wallin.  
Total 3

Excused: Burnett, Conroy, Donaldson, Hurwitz, Kanduch, Manuel, Matsko, Neuman, O'Hara, Roush, Sivertsen, Stobie.  
Total 12

Absent or not voting: Harrington, Iverson, Keedy, Kennerly, Moore, Nordtvedt, Yardley.  
Total 7

Representative Andreason moved that SB 115, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Daily, Devlin, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.  
Total 74

Noes: Briggs, Curtiss, Ellerd, Hannah, Nordtvedt, Roth, Smith, Wallin.  
Total 8

Excused: Burnett, Conroy, Donaldson, Hurwitz, Kanduch, Manuel, Matsko, Neuman, O'Hara, Roush, Sivertsen, Stobie.  
Total 12

Absent or not voting: Cozzens, Keedy, Kennerly, Lund, Marks, Nilson.  
Total 6

Representative McBride moved that SB 354 be placed below SB 442. Motion carried.

Representative Quilici moved that SB 432 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Waldron.

Total 1

Excused: Burnett, Conroy, Donaldson, Hurwitz, Kanduch, Manuel, Matsko, Neuman, O'Hara, Roush, Sivertsen, Stobie.

Total 12

Absent or not voting: Andreason, Hannah, Kropp, Lund, Marks, Moore.

Total 6

Representative Curtiss moved that SB 212, third reading copy, be amended as follows:

1. Page 22, line 16.

Following: "by"

Insert: "certified"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanoue, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 78

Noes: Dussault, Huennekens, Oberg.

Total 3

Excused: Burnett, Conroy, Donaldson, Hurwitz, Kanduch, Manuel, Matsko, Neuman, O'Hara, Roush, Sivertsen, Stobie.

Total 12

Absent or not voting: Dozier, Fagg, Hannah, Iverson, Kropp, Lund, Roth.

Total 7

Representative Metcalf moved that SB 212, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanoue, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manning, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: None.

Total 0

Excused: Burnett, Conroy, Donaldson, Hurwitz, Kanduch, Manuel, Matsko, Neuman, O'Hara, Roush, Sivertsen, Stobie.



Total 12

Absent or not voting: Briggs, Iverson, Kropp, Lory, Lund, Roth.

Total 6

Representative Menahan moved that consideration on SB 298 be passed for the day. Motion carried.

Representative Roth moved that SB 347, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Burnett, Conroy, Donaldson, Hurwitz, Kanduch, Manuel, Matsko, Neuman, O'Hara, Roush, Sivertsen, Stobie.

Total 12

Absent or not voting: Dozier, Hannah, Lund.

Total 3

Representative Sales moved that SB 382 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: None.

Total 0

Excused: Burnett, Conroy, Donaldson, Hurwitz, Kanduch, Manuel, Matsko, Neuman, O'Hara, Roush, Sivertsen, Stobie.

Total 12

Absent or not voting: Dozier, Hannah, Lund, Moore, Pistoria, Shelden.

Total 6

Representative Waldron excused at this time.

Representative McBride moved that SB 442, as amended, be concurred in. Motion carried by the following vote:



Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Bergene, Bertelsen, Briggs, Conn, Cozzens, Daily, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Keedy, Kemmis, Kennerly, Kessler, Kropp, Lory, McBride, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, Phillips, Quilici, Roth, Ryan, Sales, Schultz, Spilker, Thoft, Vincent, Waldron, Wallin, Winslow, Yardley.

Total 53

Noes: Asay, Brand, Brown, Curtiss, Ellerd, Ellison, Gould, Harp, Hemstad, Jacobsen, Jensen, Keyser, Kitselman, Manning, Marks, McLane, Menahan, O'Connell, Pavlovich, Pistoria, Robbins, Seifert, Smith, Teague, Underdal, Vinger, Williams, Zabrocki.

Total 28

Paired: Waldron, Aye; Williams, No.

Excused: Burnett, Conroy, Donaldson, Hurwitz, Kanduch, Manuel, Matsko, Neuman, O'Hara, Roush, Sivertsen, Stobie.

Total 12

Absent or not voting: Bardanouve, Bennett, Devlin, Lund, Shelden, Shontz, Switzer.

Total 7

Representative Fagg moved that the Committee rise and report and beg leave to sit again. Motion failed.

Representative McBride moved that SB 354 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Bergene, Bertelsen, Briggs, Conn, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jensen, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, McBride, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, Phillips, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Shontz, Spilker, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 61

Noes: Asay, Brand, Brown, Ellerd, Ellison, Gould, Harp, Hemstad, Jacobsen, Keyser, Manning, McLane, Menahan, O'Connell, Pavlovich, Pistoria, Seifert, Switzer, Teague, Williams.

Total 20

Excused: Burnett, Conroy, Donaldson, Hurwitz, Kanduch, Manuel, Matsko, Neuman, O'Hara, Roush, Sivertsen, Stobie, Waldron.

Total 13

Absent or not voting: Bardanouve, Bennett, Lund, Marks, Shelden, Smith.

Total 6

That the Committee rise and report and beg leave to sit again. (Seifert, Chairman). Report adopted. (75-8)

### REPORTS OF STANDING COMMITTEES

Representative Hurwitz and the Select Appropriations Subcommittee on HB 709 present at this time.

APPROPRIATIONS (Lund, Chairman):

3/27/81

HB 410, do not pass. Representative Lund moved the adoption of the Adverse Committee Report. Representative Dussault made a substitute motion that HB 410 be printed and placed on Second Reading. After some debate, Representative Smith moved the previous question. Motion failed. (43-47) Thereupon, the substitute motion carried. (49-44)

HB 491, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 78

Noes: Brand, Brown, Feda, Harrington, Jacobsen, Lund, Manning, McLane, Nilson, Pavlovich, Pistoria, Shelden, Teague, Vinger.

Total 14

Excused: Burnett, Conroy, Kanduch, Matsko, O'Hara, Sivertsen, Waldron.

Total 7

Absent or not voting: Schultz.

Total 1

#### EDUCATION AND CULTURAL RESOURCES (Eudaily, Chairman):

3/27/81

SB 98, as amended, be not concurred in. Representative Anderson moved the adoption of the Adverse Committee Report. Representative Nordtvedt made a substitute motion that SB 98 be placed on Second Reading. Motion carried. (51-38)

Representative Ellerd moved that the House recess for lunch. Motion failed.

#### TAXATION (Nordtvedt, Chairman):

3/28/81

HB 609, do not pass. Representative Nordtvedt moved the adoption of the Adverse Committee Report. Representative Fagg made a substitute motion that consideration on the Adverse Committee Report be passed until the 71st legislative day. Motion carried.

HB 707, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Pavlovich, Phillips, Quilici, Robbins,

Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Williams, Winslow, Yardley, Zabrocki.

Total 74

Noes: Bennett, Brand, Curtiss, Fabrega, Fagg, Holliday, Jacobsen, Manuel, McBride, McLane, Meyer, Oberg, O'Connell, Pistoria, Roush, Vincent, Wallin, Mr. Speaker.

Total 18

Excused: Burnett, Conroy, Kanduch, Matsko, O'Hara, Sivertsen, Waldron.

Total 7

Absent or not voting: Azzara.

Total 1

### REPORTS OF SELECT COMMITTEES

SELECT COMMITTEE ON WATER (Roth, Chairman):  
SB 285, be not concurred in.

3/26/81

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Brand, Curtiss, Ellison, McLane, Roth, Stobie, Teague.

Total 7

Excused: Burnett, Conroy, Kanduch, Matsko, O'Hara, Sivertsen, Waldron.

Total 7

Absent or not voting: Azzara.

Total 1

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 655 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, \*Jensen, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Pistoria, Quilici,



Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Hannah, Vinger.

Total 2

Excused: Burnett, Conroy, Kanduch, Matsko, O'Hara, Sivertsen, Waldron.

Total 7

Absent or not voting: Asay, Devlin, Hurwitz, Kemmis, Phillips, Switzer.

Total 6

\*Representative Jensen moved that his vote be recorded as yes. Motion carried unanimously.

Conference Committee Report on House Bill No. 301 was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 92

Noes: Yardley.

Total 1

Excused: Burnett, Conroy, Kanduch, Matsko, O'Hara, Sivertsen, Waldron.

Total 7

Absent or not voting: None.

Total 0

Representative Conroy present at this time.

Governor's Amendments to Senate Bill No. 166 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94



Noes: None.

Total 0

Excused: Burnett, Kanduch, Matsko, O'Hara, Sivertsen, Waldron.

Total 6

Absent or not voting: None.

Total 0

Senate Bill No. 124 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Burnett, Kanduch, Matsko, O'Hara, Sivertsen, Waldron.

Total 6

Absent or not voting: Conroy.

Total 1

Senate Bill No. 162, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 79

Noes: Azzara, Brand, Daily, Devlin, Dussault, Gould, Hemstad, Kemmis, Kropp, Manuel, Menahan, Ryan, Smith, Stobie.

Total 14

Excused: Burnett, Kanduch, Matsko, O'Hara, Sivertsen, Waldron.

Total 6

Absent or not voting: Ellison.

Total 1

Senate Bill No. 193 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd,

Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Azzara, Hannah, Sales, Smith.

Total 4

Excused: Burnett, Kanduch, Matsko, O'Hara, Sivertsen, Waldron.

Total 6

Absent or not voting: Hurwitz.

Total 1

Senate Bill No. 195 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Burnett, Kanduch, Matsko, O'Hara, Sivertsen, Waldron.

Total 6

Absent or not voting: None.

Total 0

Senate Bill No. 217 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Burnett, Kanduch, Matsko, O'Hara, Sivertsen, Waldron.

Total 6

Absent or not voting: Briggs.

Total 1

Senate Bill No. 273 was concurred in by the following vote:

Ayes: Andreason, Asay, Bennett, Briggs, Brown, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jensen, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, McLane, Meyer, Moore, Mueller, Pavlovich, Phillips, Quilici, Roth, Ryan, Sales, Schultz, Seifert, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 54

Noes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Conn, Dozier, Dussault, Fabrega, Harper, Harrington, Hart, Huennekens, Jacobsen, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pistoria, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 41

Paired: Moore, Aye; Waldron, No.

Excused: Burnett, Kanduch, Matsko, O'Hara, Sivertsen.

Total 5

Absent or not voting: None.

Total 0

Senate Bill No. 320, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fedá, Gould, Hannah, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Shontz, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 77

Noes: Bardanouve, Bennett, Ellison, Fagg, Hanson, Hurwitz, Keedy, Lory, Moore, Mueller, Ryan, Sales, Seifert, Smith, Stobie, Vinger.

Total 16

Excused: Burnett, Kanduch, Matsko, O'Hara, Sivertsen, Waldron.

Total 6

Absent or not voting: Shelden.

Total 1

Senate Bill No. 342, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Fedá,



Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Lory, Lund, Manning, McBride, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Quilici, Robbins, Roush, Shelden, Switzer, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Yardley, Mr. Speaker.

Total 69

Noes: Bardanouve, Curtiss, Daily, Ernst, Harp, Kitselman, Kropp, Manuel, McLane, Moore, Neuman, O'Connell, Pistoria, Roth, Ryan, Sales, Schultz, Seifert, Smith, Spilker, Stobie, Vinger, Winslow, Zabrocki.

Total 24

Excused: Burnett, Kanduch, Matsko, O'Hara, Sivertsen, Waldron.

Total 6

Absent or not voting: Shontz.

Total 1

Senate Bill No. 370, as amended, was concurred in by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conroy, Cozzens, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Jensen, Kennerly, Kitselman, Kropp, Lory, Lund, Manning, McBride, McLane, Menahan, Metcalf, Mueller, Nilson, Nordtvedt, Oberg, Pavlovich, Ryan, Sales, Schultz, Shelden, Spilker, Stobie, Teague, Thoft, Underdal, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 59

Noes: Anderson, Bardanouve, Bengtson, Conn, Curtiss, Daily, Dozier, Dussault, Hannah, Hanson, Hemstad, Hurwitz, Iverson, Keedy, Kemmis, Kessler, Keyser, Manuel, Meyer, Moore, Neuman, O'Connell, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Seifert, Shontz, Smith, Switzer, Vincent, Vinger, Winslow.

Total 35

Excused: Burnett, Kanduch, Matsko, O'Hara, Sivertsen, Waldron.

Total 6

Absent or not voting: None.

Total 0

Senate Bill No. 390, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Azzara, Hannah, Sales.

Total 3



Excused: Burnett, Kanduch, Matsko, O'Hara, Sivertsen, Waldron.  
Total 6

Absent or not voting: None.  
Total 0

Senate Bill No. 391, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 90

Noes: Hannah, Roth, Sales, Smith.  
Total 4

Excused: Burnett, Kanduch, Matsko, O'Hara, Sivertsen, Waldron.  
Total 6

Absent or not voting: None.  
Total 0

Senate Bill No. 398, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 81

Noes: Azzara, Bardanouve, Brand, Hannah, Huennekens, Keyser, Moore, Nordtvedt, Roth, Sales, Smith.  
Total 11

Excused: Burnett, Kanduch, Matsko, O'Hara, Sivertsen, Waldron.  
Total 6

Absent or not voting: Quilici, Williams.  
Total 2

Senate Bill No. 400 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens,

Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Burnett, Kanduch, Matsko, O'Hara, Sivertsen, Waldron.

Total 6

Absent or not voting: None.

Total 0

Senate Bill No. 418, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: None.

Total 0

Excused: Burnett, Kanduch, Matsko, O'Hara, Sivertsen, Waldron.

Total 6

Absent or not voting: Nordtvedt, Ryan, Vinger.

Total 3

Senate Bill No. 428, as amended, was concurred in by the following vote:

Ayes: Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Harp, Harper, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Nordtvedt, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Sales, Seifert, Shontz, Spilker, Stobie, Thoft, Underdal, Vincent, Wallin, Winslow, Zabrocki, Mr. Speaker.

Total 65

Noes: Abrams, Azzara, Bardanouve, Brand, Brown, Daily, Dozier, Dussault, Hanson, Harrington, Holliday, Kemmis, Manning, Menahan, Neuman, Nilson, Oberg, O'Connell, Pistoria, Quilici, Schultz, Shelden, Smith, Switzer, Teague, Vinger, Williams, Yardley.

Total 28

Excused: Burnett, Kanduch, Matsko, O'Hara, Sivertsen, Waldron.

Total 6

Absent or not voting: Lund.

Total 1

Senate Bill No. 461 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Shelden, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Briggs, Curtiss, Ellerd, Harp, Jensen, Lund, Mueller, Roth, Sales, Schultz, Seifert, Smith, Winslow.

Total 13

Excused: Burnett, Kanduch, Matsko, O'Hara, Sivertsen, Waldron.

Total 6

Absent or not voting: None.

Total 0

Senate Bill No. 462 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Burnett, Kanduch, Matsko, O'Hara, Sivertsen, Waldron.

Total 6

Absent or not voting: Devlin.

Total 1

Senate Bill No. 481, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt,



Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Sales.

Total 1

Excused: Burnett, Kanduch, Matsko, O'Hara, Sivertsen, Waldron.

Total 6

Absent or not voting: Devlin, Fagg.

Total 2

Senate Joint Resolution No. 11 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Smith, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Bengtson, Conroy, Fagg, Feda, Sales, Spilker, Switzer.

Total 7

Excused: Burnett, Kanduch, Matsko, O'Hara, Sivertsen, Waldron.

Total 6

Absent or not voting: Briggs, Devlin.

Total 2

Senate Joint Resolution No. 16 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Burnett, Kanduch, Matsko, O'Hara, Sivertsen, Waldron.

Total 6

Absent or not voting: Devlin.

Total 1



Senate Joint Resolution No. 18 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Hannah, Hemstad, Huennekens, Nordtvedt.

Total 4

Excused: Burnett, Kanduch, Matsko, O'Hara, Sivertsen, Waldron.

Total 6

Absent or not voting: Devlin.

Total 1

The Long Range Building Committee excused at this time.

Representative Fagg moved that the House recess for lunch until 2:15 p.m. Motion carried.

House recessed at 1:53 p.m.

House reconvened at 2:25 p.m.

### MOTIONS

Representative Gould moved that consideration on SB 426 be passed until the 70th legislative day. Motion carried.

Representative Ellerd moved that the rules be temporarily suspended to allow HB 860 to be placed on Second Reading this day and that, if it passes Second Reading, the rules be further suspended to allow it to be heard on Third Reading the same day. Motion carried unanimously.

Representative Fagg moved that the rules be temporarily suspended to allow the Free Conference Committee Report on SB 15 to be placed on Second Reading this day and that, if it passes Second Reading, the rules be further suspended to allow it to be heard on Third Reading the same day. Motion carried unanimously.

Representative Ellerd moved that HB 860 be placed at the top of the Second Reading board. Motion carried.

### MESSAGES FROM THE OTHER HOUSE

Senate Joint Resolutions passed and transmitted to the House for concurrence: 3/27/81

Senate Joint Resolution No. 30, introduced by Aklestad, Underdal, Kolstad, et al.

Senate Joint Resolution No. 31, introduced by Natural Resources Committee

Senate Bill and Senate Joint Resolution passed as amended and transmitted to the House for concurrence: 3/27/81

Senate Bill No. 466, introduced by Graham

Senate Joint Resolution No. 28, introduced by Himsl, Regan

Free Conference Committee Report adopted: 3/27/81

Free Conference Committee Report on Senate Bill No. 72

House Bills indefinitely postponed and returned to the House: 3/27/81

House Bill No. 792, introduced by Menahan, Daily, Pavlovich, et al.

House Bill No. 811, introduced by Committee on Appropriations

House Bill not concurred in and returned to the House: 3/27/81

House Bill No. 393, introduced by Vinger, Harp, Shontz, et al.

House Bills and House Joint Resolution concurred in as amended and returned to the House for concurrence in Senate Amendments: 3/27/81

House Bill No. 197, introduced by Donaldson

House Bill No. 209, introduced by Keedy

House Bill No. 385, introduced by Pistoria, R. Manning

House Bill No. 398, introduced by Quilici, Daily, Menahan, Fabrega

House Bill No. 463, introduced by Wallin, Ellerd, Boylan, Sales

House Bill No. 488, introduced by Jacobsen, Manuel

House Bill No. 498, introduced by Oberg

House Bill No. 562, introduced by Thoft

House Bill No. 692, introduced by O'Connell, Teague, R. Manning, et al.

House Bill No. 698, introduced by Meyer, Hemstad, Fabrega, et al.

House Joint Resolution No. 29, introduced by Thoft, Marks, Fagg, et al.

House Bills concurred in and returned to the House: 3/27/81

House Bill No. 220, introduced by Harper, Vincent, Burnett, Gould, Jensen

House Bill No. 246, introduced by Yardley

House Bill No. 357, introduced by R. Manning, Brand, Kessler, et al.

House Bill No. 377, introduced by Hemstad, E. Smith

House Bill No. 378, introduced by Hemstad, Smith

House Bill No. 380, introduced by Hemstad, Smith

House Bill No. 425, introduced by Meyer, Dussault, Williams, et al.

House Bill No. 569, introduced by Kemmis, Dover, Bardanouve, et al.

House Bill No. 629, introduced by Harrington, Daily, Quilici, et al.

House Bill No. 678, introduced by Burnett

House Bill concurred in with Statement of Intent amended and returned to the House for concurrence in Statement of Intent amendments: 3/28/81

House Bill No. 80, introduced by Pistoria

House Bills and House Joint Resolution concurred in and returned to the House: 3/28/81

House Bill No. 66, introduced by Bennett, Keedy, Harp, et al.

House Bill No. 167, introduced by Metcalf

House Bill No. 305, introduced by Dozier

House Bill No. 437, introduced by Menahan

House Bill No. 504, introduced by Moore

House Bill No. 517, introduced by Bardanouve

House Bill No. 824, introduced by Keyser

House Joint Resolution No. 41, introduced by Curtiss, Nordtvedt, Harp, et al.

House Bills concurred in as amended and returned to the House for concurrence in Senate Amendments: 3/28/81

House Bill No. 213, introduced by Keedy

House Bill No. 300, introduced by Matsko, Keedy, Moore, et al.

House Bill No. 364, introduced by Vincent, Conn

House Bill No. 403, introduced by Keedy

House Bill No. 480, introduced by Matsko, Keyser, Schultz, et al.

House Bill No. 538, introduced by Huennekens

House Bill No. 578, introduced by Vincent, Kitselman

House Bill No. 587, introduced by Hanson, Lory, Eudaily, et al.

House Bill No. 600, introduced by Curtiss, Turnage, Roth, et al.

House Bill No. 662, introduced by Burnett

House Bill No. 734, introduced by Winslow, D. O'Hara, Hannah

House Bill No. 761, introduced by Fabrega, Jensen, Vincent, et al.

House Bill No. 773, introduced by Keedy, Kemmis

Free Conference Committee Report adopted: 3/28/81

Free Conference Committee Report on Senate Bill No. 15

House Bills indefinitely postponed and returned to the House: 3/28/81

House Bill No. 5, introduced by Yardley

House Bill No. 222, introduced by Robbins, Shontz, Zabrocki, et al.

House Bill No. 565, introduced by Roth, Marks, Moore

House Bills not concurred in and returned to the House: 3/28/81

House Bill No. 657, introduced by Underdal, Winslow, Stobie, Lund, et al.

House Bill No. 697, introduced by McBride, Ellison, McLane, et al.

Senate Bills passed and transmitted to the House for concurrence: 3/28/81

Senate Bill No. 44, introduced by Elliott

Senate Bill No. 126, introduced by Severson, Himsl, McCallum, et al.

Senate Bill No. 337, introduced by Regan, Blaylock, Towe, et al.

Senate Bill No. 484, introduced by Severson, Burnett

Senate Bill and Senate Joint Resolutions passed as amended and transmitted to the House for concurrence: 3/28/81

Senate Bill No. 431, introduced by Hager, Gould, Eudaily, Ryan

Senate Joint Resolution No. 27, introduced by Kolstad, Norman, Blaylock, et al.

Senate Joint Resolution No. 29, introduced by Stimatz, Hazelbaker

### **SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative Seifert in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representatives Andreason, Bardanouve, Burnett, Daily, Donaldson, Dozier, Harp, Hurwitz, Jensen, Kanduch, Kessler, Manuel, Matsko, Moore, O'Hara, Sivertsen, and Waldron excused at this time.

That HB 860 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sheldon, Shontz, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 76

Noes: None.

Total 0

Excused: Andreason, Bardanouve, Burnett, Daily, Donaldson, Dozier, Harp, Hurwitz, Jensen, Kanduch, Kessler, Manuel, Matsko, Moore, O'Hara, Sivertsen, Waldron.

Total 17

Absent or not voting: Cozzens, Feda, Iverson, Keedy, Nordtvedt, Teague, Vinger.

Total 7

Representative Brand excused at this time.

Representative Harp present at this time.

Representative Harper moved that SJR 21, third reading copy, be amended. Amendment failed by the following vote:



Ayes: Asay, Conroy, Ellerd, Ernst, Harper, Hart, Huennekens, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pistoria, Robbins, Roth, Sales, Shelden, Shontz, Stobie.

Total 20

Noes: Abrams, Anderson, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Curtiss, Devlin, Dussault, Ellison, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Iverson, Jacobsen, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, McBride, McLane, Meyer, Mueller, Pavlovich, Phillips, Quilici, Roush, Ryan, Schultz, Seifert, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 58

Excused: Andreason, Bardanouve, Brand, Burnett, Daily, Donaldson, Dozier, Hurwitz, Jensen, Kanduch, Kessler, Manuel, Matsko, Moore, O'Hara, Sivertsen, Waldron.

Total 17

Absent or not voting: Fedra, Keedy, Menahan, Thoft, Vinger.

Total 5

Representative McBride moved that SJR 21, third reading copy, be amended. Amendment failed by the following vote:

Ayes: Abrams, Anderson, Asay, Bergene, Dussault, Ernst, Eudaily, Fabrega, Fagg, Harper, Hart, Hemstad, Holliday, Huennekens, Keedy, Kemmis, Manning, McBride, Metcalf, Nordtvedt, Oberg, O'Connell, Pavlovich, Pistoria, Robbins, Roush, Ryan, Shelden, Shontz, Teague, Underdal, Vincent, Wallin.

Total 33

Noes: Bengtson, Bennett, Briggs, Brown, Conroy, Cozzens, Curtiss, Ellerd, Ellison, Gould, Hannah, Hanson, Harp, Jacobsen, Kennerly, Kitselman, Lory, Marks, McLane, Meyer, Mueller, Phillips, Roth, Sales, Schultz, Seifert, Smith, Spilker, Switzer, Williams, Winslow, Yardley, Zabrocki.

Total 33

Excused: Andreason, Bardanouve, Brand, Burnett, Daily, Donaldson, Dozier, Hurwitz, Jensen, Kanduch, Kessler, Manuel, Matsko, Moore, O'Hara, Sivertsen, Waldron.

Total 17

Absent or not voting: Azzara, Bertelsen, Conn, Devlin, Fedra, Harrington, Iverson, Keyser, Kropp, Lund, Menahan, Neuman, Nilson, Quilici, Stobie, Thoft, Vinger.

Total 17

Representatives Conn and Hemstad excused at this time.

Representative Keyser moved that SJR 21, third reading copy, be amended. Amendment failed by the following vote:

Ayes: Abrams, Anderson, Bennett, Brown, Cozzens, Curtiss, Dussault, Ellison, Gould, Hannah, Harrington, Hart, Holliday, Huennekens, Iverson, Keyser, Kitselman, Lund, Marks, McLane, Metcalf, Neuman, Nordtvedt, Pavlovich, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow.

Total 33

Noes: Asay, Bengtson, Bertelsen, Briggs, Ellerd, Eudaily, Fagg, Fedra, Hanson, Harp, Harper, Jacobsen, Kemmis, Kennerly, Lory, Manning,

McBride, Menahan, Mueller, Nilson, Oberg, O'Connell, Phillips, Pistoria, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shontz, Smith, Stobie, Williams, Yardley, Zabrocki.

Total 36

Excused: Andreason, Bardanouve, Brand, Burnett, Conn, Daily, Donaldson, Dozier, Hemstad, Hurwitz, Jensen, Kanduch, Kessler, Manuel, Matsko, Moore, O'Hara, Sivertsen, Waldron.

Total 19

Absent or not voting: Azzara, Bergene, Conroy, Devlin, Ernst, Fabrega, Keedy, Kropp, Meyer, Quilici, Ryan, Shelden.

Total 12

Representative Spilker moved that SJR 21, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Bengtson, Bennett, Bertelsen, Brown, Cozzens, Curtiss, Dussault, Ellison, Eudaily, Fagg, Gould, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lund, Manning, Marks, McLane, Menahan, Metcalf, Mueller, Neuman, Nilson, Pavlovich, Phillips, Quilici, Roush, Ryan, Seifert, Spilker, Switzer, Teague, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 53

Noes: Asay, Briggs, Ellerd, Ernst, Feda, Harper, McBride, Nordtvedt, Oberg, O'Connell, Pistoria, Robbins, Roth, Sales, Schultz, Shontz, Smith, Stobie, Thoft, Vinger.

Total 20

Excused: Andreason, Bardanouve, Brand, Burnett, Conn, Daily, Donaldson, Dozier, Hemstad, Hurwitz, Jensen, Kanduch, Kessler, Manuel, Matsko, Moore, O'Hara, Sivertsen, Waldron.

Total 19

Absent or not voting: Azzara, Bergene, Conroy, Devlin, Fabrega, Kropp, Meyer, Shelden.

Total 8

Representative Kitselman moved that SB 335, reference bill, be amended as follows:

1. Page 12, line 23.

Following: "~~33-1-209~~"

Insert: "33-1-209 and"

2. Page 16, line 7.

Following: "subsection"

Strike: "(3)"

Insert: "(4)"

3. Page 19, line 7.

Following: "~~wet~~"

Insert: "wet"

4. Page 19, line 8.

Following: "~~33-1-209~~"

Insert: "33-1-209 and"

5. Page 21, line 6.

Strike: "33-1-210"

Insert: "33-1-209"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Bengtson, Bennett, Bertelsen, Briggs, Brown, Cozzens, Curtiss, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lory, Manning, McBride, McLane, Menahan, Metcalf, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 67

Noes: None.

Total 0

Excused: Andreason, Bardanouve, Brand, Burnett, Conn, Daily, Donaldson, Dozier, Hemstad, Hurwitz, Jensen, Kanduch, Kessler, Manuel, Matsko, Moore, O'Hara, Sivertsen, Waldron.

Total 19

Absent or not voting: Asay, Azzara, Bergene, Conroy, Devlin, Fabrega, Kropp, Lund, Marks, Meyer, Nordtvedt, Robbins, Sales, Shelden.

Total 14

Representative Kitselman moved that SB 335, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Bengtson, Bertelsen, Briggs, Brown, Cozzens, Curtiss, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lory, Manning, McBride, McLane, Metcalf, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 68

Noes: Asay, Bennett.

Total 2

Excused: Andreason, Bardanouve, Brand, Burnett, Conn, Daily, Donaldson, Dozier, Hemstad, Hurwitz, Jensen, Kanduch, Kessler, Manuel, Matsko, Moore, O'Hara, Sivertsen, Waldron.

Total 19

Absent or not voting: Azzara, Bergene, Conroy, Fabrega, Kropp, Lund, Marks, Menahan, Meyer, Nordtvedt, Shontz.

Total 11

Representative Neuman moved that SB 176, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Bengtson, Bennett, Bertelsen, Brown, Cozzens, Curtiss, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Manning, McBride, McLane, Metcalf, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 63

Noes: Asay, Briggs, Devlin, Switzer.

Total 4

Excused: Andreason, Bardanouve, Brand, Burnett, Conn, Daily, Donaldson, Dozier, Hemstad, Hurwitz, Jensen, Kanduch, Kessler, Manuel, Matsko, Moore, O'Hara, Sivertsen, Waldron.

Total 19

Absent or not voting: Anderson, Azzara, Bergene, Conroy, Fabrega, Feda, Hannah, Kropp, Lory, Lund, Marks, Menahan, Meyer, Quilici.

Total 14

Representative Sales moved that SB 221, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Asay, Azzara, Bengtson, Bennett, Bertelsen, Briggs, Brown, Cozzens, Curtiss, Devlin, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lory, Manning, McBride, McLane, Menahan, Metcalf, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 68

Noes: None.

Total 0

Excused: Andreason, Bardanouve, Brand, Burnett, Conn, Daily, Donaldson, Dozier, Hemstad, Hurwitz, Jensen, Kanduch, Kessler, Manuel, Matsko, Moore, O'Hara, Sivertsen, Waldron.

Total 19

Absent or not voting: Anderson, Bergene, Conroy, Ellison, Fabrega, Hannah, Kropp, Lund, Marks, Meyer, Oberg, Smith, Stobie.

Total 13

Representative Huennekens moved that SB 243, third reading copy, be amended as follows:

1. Page 3, line 5.

Strike: "DEPARTMENT"

Insert: "board"

Amendment passed by the following vote:

Ayes: Abrams, Azzara, Bengtson, Bertelsen, Briggs, Brown, Cozzens, Curtiss, Devlin, Dussault, Ernst, Eudaily, Fagg, Feda, Hannah, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Keyser, Lory, Lund, Manning, McBride, Menahan, Metcalf, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Schultz, Seifert, Shelden, Shontz, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 59

Noes: Bennett, Ellerd, Harp, McLane, Ryan, Stobie, Switzer.

Total 7

Excused: Andreason, Bardanouve, Brand, Burnett, Conn, Daily, Donaldson, Dozier, Hemstad, Hurwitz, Jensen, Kanduch, Kessler, Manuel, Matsko, Moore, O'Hara, Sivertsen, Waldron.



Total 19

Absent or not voting: Anderson, Asay, Bergene, Conroy, Ellison, Fabrega, Gould, Kitselman, Kropp, Marks, Meyer, Nordtvedt, Quilici, Sales, Smith.

Total 15

Representative Keyser in the Chair.

Representatives Bardanouve and Hemstad present at this time.

Representatives Neuman and Stobie excused at this time.

Representative Huennekens moved that SB 243, as amended, be concurred in. Motion failed by the following vote:

Ayes: Bardanouve, Bergene, Brown, Curtiss, Fedra, Hanson, Harrington, Hemstad, Huennekens, Kennerly, Lory, Lund, Metcalf, Neuman, Nilson, Quilici, Robbins, Roth, Shelden, Thoft, Vincent, Williams, Yardley.

Total 23

Noes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bertelsen, Briggs, Cozzens, Devlin, Dussault, Ellerd, Ellison, Ernst, Fagg, Gould, Hannah, Harp, Harper, Hart, Holliday, Iverson, Jacobsen, Keedy, Kemmis, Keyser, Kitselman, Manning, Marks, McBride, Meyer, Mueller, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Switzer, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 52

Paired: Neuman, Aye; Kemmis, No.

Excused: Andreason, Brand, Burnett, Conn, Daily, Donaldson, Dozier, Hurwitz, Jensen, Kanduch, Kessler, Manuel, Matsko, Moore, O'Hara, Sivertsen, Stobie, Waldron.

Total 18

Absent or not voting: Conroy, Eudaily, Fabrega, Kropp, McLane, Menahan, Teague.

Total 7

Representative Fagg moved that SB 243, as amended, be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bertelsen, Briggs, Cozzens, Curtiss, Devlin, Dussault, Ellerd, Ellison, Ernst, Fagg, Fedra, Gould, Hannah, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Keedy, Kemmis, Keyser, Kitselman, Manning, Marks, McBride, McLane, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Switzer, Teague, Underdal, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 60

Noes: Bardanouve, Bergene, Brown, Eudaily, Hanson, Huennekens, Kennerly, Lory, Lund, Metcalf, Quilici, Robbins, Roth, Thoft, Vincent.

Total 15

Excused: Andreason, Brand, Burnett, Conn, Daily, Donaldson, Dozier, Hurwitz, Jensen, Kanduch, Kessler, Manuel, Matsko, Moore, Neuman, O'Hara, Sivertsen, Stobie, Waldron.

Total 19

Absent or not voting: Conroy, Fabrega, Kropp, Menahan, Shelden, Yardley.

Total 6

Representative Lund excused at this time.

Representative Marks moved that SB 152, third reading copy, be amended as follows:

1. Page 1, line 22.

Following: "system"

Insert: "installed after July 1, 1981,"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Cozzens, Curtiss, Dussault, Ellison, Ernst, Eudaily, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Keedy, Kennerly, Keyser, Kitselman, Lory, Manning, Marks, McBride, McLane, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 65

Noes: None.

Total 0

Excused: Andreason, Brand, Burnett, Conn, Daily, Donaldson, Dozier, Hurwitz, Jensen, Kanduch, Kessler, Lund, Manuel, Matsko, Moore, Neuman, O'Hara, Sivertsen, Stobie, Waldron.

Total 20

Absent or not voting: Asay, Bardanouve, Conroy, Devlin, Ellerd, Fabrega, Fedá, Huennekens, Kemmis, Kropp, Menahan, Quilici, Robbins, Shelden, Underdal.

Total 15

Representatives Daily and Hurwitz present at this time.

Representative Quilici excused at this time.

Representative Hannah moved that SB 152, as amended, be concurred in. Representative Pistoria made a substitute motion that SB 152, as amended, be not concurred in. Motion failed by the following vote:

Ayes: Abrams, Asay, Gould, Hemstad, Jacobsen, Kennerly, Manning, Menahan, Nilson, O'Connell, Pavlovich, \*Pistoria, Roush, Switzer, Teague, Underdal, Zabrocki.

Total 17

Noes: Anderson, Azzara, Bengtson, Bergene, Bertelsen, Briggs, Brown, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Hurwitz, Keedy, Kemmis, Keyser, Kitselman, Lory, Marks, McBride, McLane, Metcalf, Meyer, Mueller, Nordtvedt, Oberg, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Spilker, Thoft, Vincent, Vinger, Wallin, Williams, Winslow, Yardley.

Total 54

Excused: Andreason, Brand, Burnett, Conn, Donaldson, Dozier, Jensen, Kanduch, Kessler, Lund, Manuel, Matsko, Moore, Neuman, O'Hara, Quilici, Sivertsen, Stobie, Waldron.

Total 19

Absent or not voting: Bardanouve, Bennett, Conroy, Harper, Huennekens, Iverson, Kropp, Robbins, Shontz, Smith.

Total 10

\*Representative Pistoria moved that his vote be changed from no to yes. Motion carried unanimously. See Motions.

Thereupon, SB 152, as amended, was concurred in by the following vote:

Ayes: Anderson, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Hurwitz, Jacobsen, Keedy, Kemmis, Keyser, Kitselman, Lory, Marks, McBride, McLane, Metcalf, Meyer, Mueller, Nordtvedt, Oberg, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Smith, Spilker, Switzer, Thoft, Vincent, Wallin, Williams, Winslow, Yardley.

Total 57

Noes: Abrams, Asay, Gould, Hemstad, Huennekens, Kennerly, Manning, Menahan, Nilson, O'Connell, Pavlovich, \*Pistoria, Robbins, Roush, Teague, Underdal, Vinger, Zabrocki.

Total 18

Excused: Andreason, Brand, Burnett, Conn, Donaldson, Dozier, Jensen, Kanduch, Kessler, Lund, Manuel, Matsko, Moore, Neuman, O'Hara, Quilici, Sivertsen, Stobie, Waldron.

Total 19

Absent or not voting: Bardanouve, Conroy, Iverson, Kropp, Shelden, Shontz.

Total 6

\*Representative Pistoria moved that his vote be changed from yes to no. Motion carried unanimously. See Motions.

Representative Keedy moved that SB 286, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Briggs, Brown, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lory, Manning, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, Phillips, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 71

Noes: None.

Total 0

Excused: Andreason, Brand, Burnett, Conn, Donaldson, Dozier, Jensen, Kanduch, Kessler, Lund, Manuel, Matsko, Moore, Neuman, O'Hara, Quilici, Sivertsen, Stobie, Waldron.

Total 19

Absent or not voting: Bertelsen, Conroy, Kropp, Marks, Pavlovich, Pistoria, Robbins, Shontz, Thoft, Williams.

Total 10

Representative Cozzens moved that consideration on SB 392 be passed for the day. Motion carried.



Representative Hannah moved that consideration on SB 240 be passed for the day. Motion carried.

Representative Seifert moved that SB 399, third reading copy, be amended as follows:

1. Page 1.

Following: line 16

Insert: "(2) If the governing bodies adopt a resolution of intention to adopt the proposed plan or any of its parts, they may, in their discretion, submit to the qualified electors of the jurisdictional area included within the proposed plan at the next primary or general election or at a special election the referendum question of whether or not the plan should be adopted. The provisions of Title 7, part 1, except as in this act otherwise provided, shall apply to such referendum election."

Renumber: subsequent subsections

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Kemmis, Kennerly, Keyser, Kitselman, Lory, Manning, Marks, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 70

Noes: Curtiss, Oberg, Switzer.

Total 3

Excused: Andreason, Brand, Burnett, Conn, Donaldson, Dozier, Jensen, Kanduch, Kessler, Lund, Manuel, Matsko, Moore, Neuman, O'Hara, Quilici, Sivertsen, Stobie, Waldron.

Total 19

Absent or not voting: Conroy, Cozzens, Fabrega, Iverson, Keedy, Kropp, McBride, Smith.

Total 8

Representative Bertelsen moved that SB 399, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Daily, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kemmis, Kennerly, Keyser, Kitselman, Lory, Manning, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, Phillips, Pistoria, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Williams, Winslow, Yardley, Zabrocki.

Total 67

Noes: Dussault, Hanson, Kessler, McBride, Robbins, Wallin.

Total 6

Paired: Azzara, Aye; Kessler, No.



Excused: Andreason, Brand, Burnett, Conn, Donaldson, Dozier, Jensen, Kanduch, Lund, Manuel, Matsko, Moore, Neuman, O'Hara, Quilici, Sivertsen, Stobie, Waldron.

Total 18

Absent or not voting: Bennett, Brown, Conroy, Cozzens, Curtiss, Keedy Kropp, Marks, Pavlovich.

Total 9

Representative Seifert in the Chair.

Representative Manning moved that SB 452, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Curtiss, Daily, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lory, Manning, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 72

Noes: Hannah, Nordtvedt, Sales.

Total 3

Excused: Andreason, Brand, Burnett, Conn, Donaldson, Dozier, Jensen, Kanduch, Kessler, Lund, Manuel, Matsko, Moore, Neuman, O'Hara, Quilici, Sivertsen, Stobie, Waldron.

Total 19

Absent or not voting: Conroy, Cozzens, Devlin, Huennekens, Kropp, Smith.

Total 6

Representative Lund present at this time.

Representative Sales moved that the Free Conference Committee Report on SB 15 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lund, Manning, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: None.

Total 0

Excused: Andreason, Brand, Burnett, Conn, Donaldson, Dozier, Jensen, Kanduch, Kessler, Manuel, Matsko, Moore, Neuman, O'Hara, Quilici, Sivertsen, Stobie, Waldron.

Total 18

Absent or not voting: Conroy, Hannah, Keedy, Kropp, Smith.

Total 5

That HJR 54 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Cozzens, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lund, Manning, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 75

Noes: None.

Total 0

Excused: Andreason, Brand, Burnett, Conn, Donaldson, Dozier, Jensen, Kanduch, Kessler, Manuel, Matsko, Moore, Neuman, O'Hara, Quilici, Sivertsen, Stobie, Waldron.

Total 18

Absent or not voting: Azzara, Conroy, Dussault, Hannah, Kropp, Smith, Yardley.

Total 7

Representative Vinger moved that SB 84 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Cozzens, Daily, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Keedy, Kemmis, Kennerly, Kitselman, Lory, Manning, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Roush, Ryan, Schultz, Seifert, Shelden, Spilker, Teague, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 61

Noes: Bengtson, Curtiss, Devlin, Fagg, Hannah, Hurwitz, Keyser, Lund, Pistoria, Robbins, Roth, Sales, Shontz, Switzer, Thoft.

Total 15

Excused: Andreason, Brand, Burnett, Conn, Donaldson, Dozier, Jensen, Kanduch, Kessler, Manuel, Matsko, Moore, Neuman, O'Hara, Quilici, Sivertsen, Stobie, Waldron.

Total 18

Absent or not voting: Conroy, Iverson, Kropp, Marks, Smith, Vinger.

Total 6

Representative Fagg in the Chair.

Representative Sales moved that SB 175 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bennett, Briggs, Brown, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lund,

Manning, McBride, McLane, Menahan, Metcalf, Mueller, Nilson, Nordtvedt, O'Connell, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 71

Noes: Bengtson, Meyer, Pistoria, Thoft.  
Total 4

Excused: Andreason, Brand, Burnett, Conn, Donaldson, Dozier, Jensen, Kanduch, Kessler, Manuel, Matsko, Moore, Neuman, O'Hara, Quilici, Sivertsen, Stobie, Waldron.  
Total 18

Absent or not voting: Bergene, Bertelsen, Conroy, Kropp, Marks, Oberg, Smith.  
Total 7

Representative Seifert moved that SB 238, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Cozzens, Curtiss, Devlin, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lund, Manning, McBride, McLane, Menahan, Meyer, Mueller, Nilson, Nordtvedt, O'Connell, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Williams, Winslow, Zabrocki.  
Total 71

Noes: Brown, Daily, Pavlovich, Yardley.  
Total 4

Excused: Andreason, Brand, Burnett, Conn, Donaldson, Dozier, Jensen, Kanduch, Kessler, Manuel, Matsko, Moore, Neuman, O'Hara, Quilici, Sivertsen, Stobie, Waldron.  
Total 18

Absent or not voting: Conroy, Ernst, Kropp, Marks, Metcalf, Oberg, Wallin.  
Total 7

Representative Seifert in the Chair.

Representative Schultz moved that SB 242 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lund, McBride, McLane, Menahan, Meyer, Mueller, Nilson, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 72

Noes: Harper, Oberg.  
Total 2



Excused: Andreason, Brand, Burnett, Conn, Donaldson, Dozier, Jensen, Kanduch, Kessler, Manuel, Matsko, Moore, Neuman, O'Hara, Quilici, Sivertsen, Stobie, Waldron.

Total 18

Absent or not voting: Bennett, Conroy, Iverson, Kropp, Manning, Marks, Metcalf, Spilker.

Total 8

Representative Harrington excused at this time.

Representatives Manuel and Neuman present at this time.

Representative Brown moved that SB 246 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Curtiss, Daily, Devlin, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Hart, Hemstad, Iverson, Jacobsen, Keedy, Kennerly, Keyser, Lory, Manning, Manuel, Marks, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Schultz, Seifert, Shelden, Shontz, Spilker, Underdal, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 60

Noes: Azzara, Bengtson, Ellerd, Hannah, Harper, Holliday, Huennekens, Hurwitz, Kitselman, Lund, Nordtvedt, Ryan, Sales, Smith, Switzer, Teague, Thoft, Winslow.

Total 18

Excused: Andreason, Brand, Burnett, Conn, Donaldson, Dozier, Harrington, Jensen, Kanduch, Kessler, Matsko, Moore, O'Hara, Quilici, Sivertsen, Stobie, Waldron.

Total 17

Absent or not voting: Conroy, Cozzens, Kemmis, Kropp, Menahan.

Total 5

Representative Switzer moved that SB 291 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Curtiss, Daily, Devlin, Dussault, Ellerd, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 75

Noes: None.

Total 0

Excused: Andreason, Brand, Burnett, Conn, Donaldson, Dozier, Harrington, Jensen, Kanduch, Kessler, Matsko, Moore, O'Hara, Quilici, Sivertsen, Stobie, Waldron.

Total 17

Absent or not voting: Conroy, Cozzens, Ellison, Ernst, Fabrega, Kropp, Marks, Smith.



Total 8

Representative Keyser moved that SB 411 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Daily, Devlin, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 74

Noes: Curtiss.

Total 1

Excused: Andreason, Brand, Burnett, Conn, Donaldson, Dozier, Harrington, Jensen, Kanduch, Kessler, Matsko, Moore, O'Hara, Quilici, Sivertsen, Stobie, Waldron.

Total 17

Absent or not voting: Briggs, Conroy, Cozzens, Ernst, Kropp, Oberg, Shontz, Winslow.

Total 8

Representative Metcalf moved that SB 422, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kemmis, Kennerly, Kitselman, Lory, Lund, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 75

Noes: Hannah, Keyser, Nordtvedt.

Total 3

Excused: Andreason, Brand, Burnett, Conn, Donaldson, Dozier, Harrington, Jensen, Kanduch, Kessler, Matsko, Moore, O'Hara, Quilici, Sivertsen, Stobie, Waldron.

Total 17

Absent or not voting: Brown, Conroy, Keedy, Kropp, Oberg.

Total 5

That the Committee rise and report and beg leave to sit again. (Seifert, Chairman). Report adopted. (77-0)

### MOTIONS

Representative Fagg moved that consideration on HB 42, HB 217, HB 410, HB 499, HB 542, HB 601, HB 801, HB 828, HB 832, HJR 34, and SJR 14 be passed until the 71st legislative day. Motion carried.

Representative Pistoria moved that his vote be changed from no to yes on SB 152 (the "be not concurred in" vote) on Second Reading this day. Motion carried unanimously.

Representative Pistoria moved that his vote be changed from yes to no on SB 152 (the "be concurred in" vote) on Second Reading this day. Motion carried unanimously.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative Seifert in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representatives Donaldson, Moore, and Stobie present at this time.

Representative O'Connell excused at this time.

Representative Ellison moved that HB 718 do pass. Representative Kemmis made a substitute motion that consideration on HB 718 be passed until the 70th legislative day. Motion carried.

Representative Fagg moved that SB 9, as amended, be concurred in. Motion carried by the following vote:

Ayes: Anderson, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Fedá, Gould, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Kennerly, Kitselman, Lory, Lund, Manning, Manuel, Marks, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Pavlovich, Phillips, Pistoria, Robbins, Roush, Schultz, Shelden, Shontz, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.  
Total 59

Noes: Bennett, Brown, Jacobsen, McBride, Nordtvedt, Ryan, Sales, Smith, Stobie, Switzer, Yardley.  
Total 11

Excused: Andreason, Brand, Burnett, Conn, Dozier, Harrington, Jensen, Kanduch, Kessler, Matsko, O'Connell, O'Hara, Quilici, Sivertsen, Waldron.  
Total 15

Absent or not voting: Abrams, Azzara, Briggs, Conroy, Ernst, Hannah, Hanson, Keedy, Kemmis, Keyser, Kropp, Menahan, Oberg, Roth, Seifert.  
Total 15

Representative Fagg in the Chair.

Representative Seifert moved that SB 33, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Keedy,

Kemmis, Kennerly, Keyser, Kitselman, Lory, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Robbins, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 72

Noes: Jacobsen, Ryan, Switzer, Vinger.  
Total 4

Excused: Andreason, Brand, Burnett, Conn, Dozier, Harrington, Jensen, Kanduch, Kessler, Matsko, O'Connell, O'Hara, Quilici, Sivertsen, Waldron.  
Total 15

Absent or not voting: Briggs, Conroy, Ernst, Hanson, Iverson, Kropp, Lund, Roth, Smith.  
Total 9

Representative Seifert in the Chair.

Representative Hanson excused at this time.

Representative Sales moved that SB 50, third reading copy, be amended as follows:

1. Page 7, line 20.  
Following: "recorder"  
Strike: "PLUS \$2,500"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bennett, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Hannah, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Jacobsen, Keedy, Kemmis, Lund, Marks, McLane, Menahan, Meyer, Moore, Mueller, Nordtvedt, Oberg, Phillips, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Yardley, Zabrocki.  
Total 54

Noes: Bengtson, Bergene, Brown, Cozzens, Donaldson, Dussault, Fagg, Gould, Harper, Holliday, Kennerly, Keyser, Kitselman, Lory, Manning, Manuel, McBride, Metcalf, Neuman, Nilson, Pavlovich, Pistoria, Williams, Winslow.  
Total 24

Excused: Andreason, Brand, Burnett, Conn, Dozier, Hanson, Harrington, Jensen, Kanduch, Kessler, Matsko, O'Connell, O'Hara, Quilici, Sivertsen, Waldron.  
Total 16

Absent or not voting: Bertelsen, Briggs, Conroy, Harp, Kropp, Roth.  
Total 6

Representative Hannah moved that SB 50, third reading copy, be further amended. Amendment failed by the following vote:

Ayes: Cozzens, Curtiss, Devlin, Ernst, Fagg, Hannah, Holliday, Iverson, Moore, Neuman, Nordtvedt, Phillips, Schultz, Smith, Spilker, Switzer, Underdal.  
Total 17

Noes: Abrams, Anderson, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brown, Donaldson, Dussault, Ellerd, Eudaily, Fabrega, Feda, Gould, Harp,



Harper, Hart, Hemstad, Hurwitz, Jacobsen, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lory, Manning, Marks, McBride, McLane, Metcalf, Meyer, Mueller, Nilson, Oberg, Pavlovich, Pistoria, Robbins, Roush, Ryan, Sales, Seifert, Shelden, Shontz, Stobie, Teague, Thoft, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 55

Excused: Andreason, Brand, Burnett, Conn, Dozier, Hanson, Harrington, Jensen, Kanduch, Kessler, Matsko, O'Connell, O'Hara, Quilici, Sivertsen, Waldron.

Total 16

Absent or not voting: Bardanouve, Bennett, Briggs, Conroy, Daily, Ellison, Huennekens, Kropp, Lund, Manuel, Menahan, Roth.

Total 12

Representative Jacobsen moved that SB 50, third reading copy, be further amended. Amendment failed by the following vote:

Ayes: Harper, Huennekens, Jacobsen, McBride, Shontz, Teague, Williams.

Total 7

Noes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Harp, Hart, Hemstad, Holliday, Iverson, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lund, Manning, Marks, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Phillips, Pistoria, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Wallin, Winslow, Yardley, Zabrocki.

Total 64

Excused: Andreason, Brand, Burnett, Conn, Dozier, Hanson, Harrington, Jensen, Kanduch, Kessler, Matsko, O'Connell, O'Hara, Quilici, Sivertsen, Waldron.

Total 16

Absent or not voting: Bennett, Briggs, Brown, Conroy, Daily, Hurwitz, Kropp, Manuel, Menahan, Pavlovich, Roth, Shelden, Vinger.

Total 13

Representative Devlin moved that SB 50, third reading copy, be further amended. Amendment failed by the following vote:

Ayes: Asay, Bardanouve, Curtiss, Devlin, Keyser, Lund, Manuel, McLane, Pavlovich, Robbins, Ryan, Shontz, Smith, Switzer, Underdal.

Total 15

Noes: Abrams, Anderson, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Cozzens, Donaldson, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Fedá, Gould, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kemmis, Kennerly, Kitselman, Lory, Manning, Marks, McBride, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Phillips, Pistoria, Roush, Sales, Schultz, Seifert, Shelden, Spilker, Stobie, Teague, Thoft, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 56

Excused: Andreason, Brand, Burnett, Conn, Dozier, Hanson, Harrington, Jensen, Kanduch, Kessler, Matsko, O'Connell, O'Hara, Quilici, Sivertsen, Waldron.

Total 16



Absent or not voting: Briggs, Brown, Conroy, Daily, Ernst, Hannah, Hurwitz, Iverson, Keedy, Kropp, Menahan, Metcalf, Roth.

Total 13

Representative Moore excused at this time.

Representative Donaldson moved that SB 50, third reading copy, be further amended. Amendment failed by the following vote:

Ayes: Anderson, Donaldson, Dussault, Eudaily, Gould, Harper, Keedy, Lory, Manning, Marks, McBride, Pavlovich, Teague.

Total 13

Noes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Cozzens, Curtiss, Devlin, Ellerd, Ellison, Ernst, Fabrega, Fagg, Fedá, Hannah, Harp, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kemmis, Kennerly, Keyser, Kitselman, Lund, McLane, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Phillips, Pistoria, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 59

Excused: Andreason, Brand, Burnett, Conn, Dozier, Hanson, Harrington, Jensen, Kanduch, Kessler, Matsko, Moore, O'Connell, O'Hara, Quilici, Sivertsen, Waldron.

Total 17

Absent or not voting: Bennett, Briggs, Brown, Conroy, Daily, Hurwitz, Kropp, Manuel, Menahan, Metcalf, Roth.

Total 11

Representative Sales moved that SB 50, as amended, be concurred in. Motion carried by the following vote:

Ayes: Anderson, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brown, Cozzens, Curtiss, Daily, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Harper, Hart, Hemstad, Holliday, Huennekens, Kennerly, Keyser, Lory, Lund, Manning, Manuel, Marks, McBride, McLane, Menahan, Meyer, Mueller, Neuman, Nilson, Oberg, Pavlovich, Pistoria, Robbins, Roush, Ryan, Sales, Seifert, Shelden, Shontz, Spilker, Stobie, Teague, Thoft, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 60

Noes: Abrams, Asay, Devlin, Iverson, Jacobsen, Kemmis, Kitselman, Nordtvedt, Phillips, Schultz, Smith, Switzer, Underdal.

Total 13

Excused: Andreason, Brand, Burnett, Conn, Dozier, Hanson, Harrington, Jensen, Kanduch, Kessler, Matsko, Moore, O'Connell, O'Hara, Quilici, Sivertsen, Waldron.

Total 17

Absent or not voting: Bennett, Briggs, Conroy, Hannah, Harp, Hurwitz, Keedy, Kropp, Metcalf, Roth.

Total 10

That the Committee rise and report. Motion carried. (39-30) (Seifert, Chairman). Report adopted. (69-4)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 860 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brown, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Meyer, Mueller, Neuman, Nilson, Oberg, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 73

Noes: None.  
Total 0

Excused: Andreason, Brand, Burnett, Conn, Dozier, Hanson, Harrington, Jensen, Kanduch, Kessler, Matsko, Moore, O'Connell, O'Hara, Quilici, Sivertsen, Waldron.  
Total 17

Absent or not voting: Bennett, Briggs, Conroy, Donaldson, Hurwitz, Keedy, Kropp, Metcalf, Nordtvedt, Roth.  
Total 10

Free Conference Committee Report on Senate Bill No. 15 was adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brown, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 75

Noes: None.  
Total 0

Excused: Andreason, Brand, Burnett, Conn, Dozier, Hanson, Harrington, Jensen, Kanduch, Kessler, Matsko, Moore, O'Connell, O'Hara, Quilici, Sivertsen, Waldron.  
Total 17

Absent or not voting: Bennett, Briggs, Conroy, Hurwitz, Keedy, Kropp, Metcalf, Roth.  
Total 8

## MOTIONS

Representative Dussault moved that SB 325 be placed at the top of the Second Reading board on the 70th legislative day. Motion carried.

## REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Lund, Chairman):  
HB 217, introduced bill, be amended as follows:

3/28/81

1. Title, line 5.

Following: line 4  
Strike: "\$2,000,000"  
Insert: "\$250,000"

2. Title, lines 6 and 7.  
Following: line 5  
Strike: lines 6 and 7 in their entirety  
Insert: "SERVICES FOR SERVICES TO THE AGED"

3. Page 1, lines 12 through 19.  
Following: "rehabilitation" on line 12  
Strike: remainder of lines 12 through 19 in their entirety  
Insert: "services \$250,000 for services to the aged. None of the appropriation may be spent for administrative costs at either the state, area, or local levels."

And, as amended, do pass. Report adopted.

HB 542, introduced bill, be amended as follows:

1. Page 1, lines 11 and 12.  
Following: "the"  
Strike: "general fund"  
Insert: "renewable resource development clearance fund account"

And, as amended, do pass. Report adopted.

HB 601, introduced bill, be amended as follows:

1. Page 1, line 11.  
Following: "of"  
Strike: "\$650,000"  
Insert: "\$130,000"

And, as amended, do pass. Report adopted.

HB 832, introduced bill, be amended as follows:

1. Page 1, line 13.  
Following: "..."  
Strike: "\$30,000"  
Insert: "\$5,000"

2. Page 1, line 14.  
Following: "..."  
Strike: "\$20,000"  
Insert: "\$5,000"

And, as amended, do pass. Report adopted.

SB 458, reference bill, be amended as follows:

1. Title, lines 7 through 9.  
Following: "COUNCIL"  
Strike: remainder of lines 7 through 9 in their entirety

2. Page 1, lines 11 through 13.  
Following: line 11  
Strike: section 1 in its entirety  
Insert: "Section 1. Section 6, Chapter 531, Laws of 1979, is amended to read:

"Section 6. Expiration date. This act expires on July 1, ~~1981~~  
1983."

3. Page 1, lines 14 and 15.

Strike: section 2 in its entirety

And, as amended, be concurred in. Report adopted.

JUDICIARY (Keyser, Chairman):

3/28/81

SB 272, third reading copy, be amended as follows:

1. Page 4, line 19.

Following: "collect"

Insert: "the"

2. Page 4, line 22.

Following: "collect"

Insert: "the"

3. Page 4, line 25.

Following: "sheriff"

Insert: "or agent"

And, as amended, be concurred in. Report adopted.

SB 287, third reading copy, be amended as follows:

1. Page 3, line 15.

Following: "of"

Strike: "abandoned"

Following: "property"

Strike: "taken by eminent"

2. Page 3, line 16.

Following: line 15

Strike: "domain"

Insert: "acquired for public use when use abandoned"

Following: "a"

Strike: "condemnor"

Insert: "person who has acquired"

3. Page 3, line 17.

Following: "to"

Strike: "OF"

4. Page 3, line 18.

Following: line 17

Strike: "obtained"

Insert: "for a public use, whether"

Following: "domain"

Insert: "or otherwise,"

Following: "such"

Strike: "interest"

5. Page 3, line 19.

Following: line 18

Strike: "as set forth in [section 1]"

Insert: "public use and places such interest for sale"

Following: "the"

Strike: "condemnor"

Insert: "seller"

6. Page 3, line 22.

Following: "EVENT THE"

Strike: "CONDEMNOR"

Insert: "seller"



7. Page 3, line 24.

Following: line 23

Strike: "THE condemnor"

Insert: "he"

8. Page 4, line 16.

Following: "or"

Strike: "his"

Insert: "otherwise or, if there is a"

Following: "interest"

Insert: ", the successor in interest"

9. Page 4, line 22.

Following: "by the"

Strike: "condemnor"

Insert: "seller"

10. Page 4, line 23.

Following: "the"

Strike: "condemnor"

Insert: "seller"

11. Page 4, line 24.

Following: "option, the"

Strike: "condemnor"

Insert: "seller"

And, as amended, be concurred in. Report adopted.

SB 381, third reading copy, be amended as follows:

1. Title, line 8.

Following: line 7

Strike: "AND IN CERTAIN CASES OF CRIMINAL MISCHIEF"

2. Page 2, line 20.

Following: line 19

Strike: "may"

Insert: "must"

Following: "be"

Strike: "given"

Insert: "allowed"

3. Page 3, line 12.

Following: "Publicity"

Strike: "IN"

Insert: "When"

Following: "PETITION"

Insert: "is filed"

4. Page 3, line 13.

Following: "may"

Strike: "be given"

Insert: "not be withheld as"

5. Page 3, lines 19 and 20.

Following: "adult" on line 19

Strike: remainder of line 19 through "imprisonment" on line 20

6. Page 4, line 1.

Following: "publicity"

Strike: "may"

Insert: "must"

Following: "be"  
 Strike: "given"  
 Insert: "allowed"

7. Page 8, line 3.  
 Following: "publicity"  
 Strike: "may"  
 Insert: "must"  
 Following: "be"  
 Strike: "given"  
 Insert: "allowed"

And, as amended, be concurred in. Report adopted.

SB 479, third reading copy, be amended as follows:

1. Title, line 7.  
 Following: "EXECUTION"  
 Insert: "; AMENDING SECTION 70-21-309, MCA"

2. Page 1, line 10 through line 7 on page 2.  
 Strike: everything following the enacting clause  
 Insert: "Section 1. Section 70-21-309, MCA, is amended to read:

"70-21-309. Validation of conveyances recorded after defective execution — notice imparted. (1) Any instrument affecting real property, provided no action is ~~now~~ pending as of [the effective date of this act] to set such instrument aside, which was, previous to January 1, 1973 1981, ~~copied into the proper book kept recorded~~ in the office of the county clerk and recorder shall be deemed to impart after that date notice of its contents to subsequent purchasers and encumbrancers, notwithstanding any technical defect, omission, or informality in the execution of the instrument or in the certificate of acknowledgment thereof or the absence of any such certificate; ~~and all such instruments acknowledged before July 1, 1973, by the vice-president and assistant secretary of any corporation or by either of them or other person duly authorized by resolution by such corporation executing the same on behalf of the corporation and recorded shall be valid and shall have the same force and effect as though acknowledged by the president or secretary; but nothing herein shall be deemed to affect the rights of purchasers or encumbrancers previous to that date~~ January 1, 1981.

(2) Duly certified copies of the record of any such instrument may be read in evidence with like effect as copies of an instrument duly acknowledged and recorded.""

And, as amended, be concurred in. Report adopted.

SJR 4, be concurred in. Report adopted.

NATURAL RESOURCES (Iverson, Chairman):

3/28/81

SB 138, be concurred in. Report adopted.

SB 139, third reading copy, be amended as follows:

1. Page 2, line 7.  
 Following: "electricity"  
 Insert: "other than electric power from a small power production facility"

And, as amended, be concurred in. Report adopted.

SB 141, third reading copy, be amended as follows:

1. Title, line 13.

Following: "MCA"

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 4.

Following: line 19

Insert: "Section 5. Effective date. This act is effective on passage and approval."

And, as amended, be concurred in. Report adopted.

SJR 14, be concurred in. Report adopted.

TAXATION (Nordtvedt, Chairman):

3/28/81

HB 293, second reading copy, be amended as follows:

1. Title, line 7.

Following: "OF"

Strike: "RECREATIONAL LAND AS"

Following: "AGRICULTURAL"

Insert: "LAND"

2. Page 1, line 21 through line 1 on page 2.

Following: "use" on line 21

Strike: remainder of line 21 through "program" on line 1 on page 2

3. Page 2, line 3.

Following: "equivalent of"

Insert: "\$3,300 or"

4. Page 2, line 5.

Following: "ownership"

Insert: "and the owner of record must supply:

(i) proof of the previous or current year's filing of a federal farm and ranch income tax statement; and

(ii) a copy of the previous or current year's completed county farm and ranch assessment form"

5. Page 2, line 9.

Following: "farms"

Insert: "and the owner of record must provide a copy of the previous or current year's county farm and ranch assessment form that shows that the average yearly number of animals raised in confined areas for the production of food or fiber equals 20 or more animals; or

(d) other clear and convincing evidence"

6. Page 2, lines 10 through 12.

Following: "(2)"

Strike: lines 10 through 12 in their entirety

Insert: "Any land accepted and approved as a division of land by the local taxing authority or approved and accepted by the local taxing authority in conformity with local zoning ordinances for a use other than agricultural shall not be valued or classified as agricultural."

7. Page 2, lines 17 through 21.

Strike: subsection (4) in its entirety

And, as amended, do pass. Report adopted.

Representative Fagg moved that the House adjourn until 9:00 a.m., March 30, 1981.

Motion carried.

House adjourned at 7:15 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk





## SEVENTIETH LEGISLATIVE DAY

Helena, Montana  
March 30, 1981

House Chambers  
Capitol Building

House convened at 9:10 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Manning, Teague, the Appropriations Committee, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Sixty-ninth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 3/30/81  
Correctly printed - HB 217, HB 293, HB 542, HB 601, HB 801, HB 832.  
Considered correctly engrossed - HJR 54.  
Correctly enrolled - HB 69, HB 408, HB 425, HB 552, HB 569, HB 635, HB 678, HB 789, HB 860, HJR 27, HJR 33.  
Examined by the sponsor (Cozzens) and found to be correct - HB 408.  
Examined by the sponsor (Roush) and found to be correct - HB 552.  
Examined by the sponsor (Bardanoue) and found to be correct - HB 635.  
Examined by the sponsor (Yardley) and found to be correct - HB 789.  
Examined by the sponsor (Ellerd) and found to be correct - HB 860.  
Examined by the sponsor (Quilici) and found to be correct - HJR 27.  
Examined by the sponsor (Shontz) and found to be correct - HJR 33.  
Signed by the Speaker at 11:31 a.m., 3/30/81 - HB 635, HB 789, HJR 27, HJR 33.  
Signed by the Speaker at 12:05 p.m., 3/30/81 - HB 860.  
Delivered to the Governor for his approval at 9:25 a.m., 3/30/81 - HB 174, HB 263, HB 264, HB 275, HB 520, HB 613, HB 667, HB 693.  
Delivered to the Governor for his approval at 2:05 p.m., 3/30/81 - HB 860.

### MOTIONS

Representative Fagg moved that consideration on HB 428 and HB 718 be passed until the 71st legislative day. Motion carried.

Representative Fagg moved that the rules be temporarily suspended to allow all bills that pass Second Reading this day to be heard on Third Reading the same day. Motion carried unanimously.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 862, introduced by Lory. Referred to Committee on Taxation.  
HJR 64, introduced by Jacobsen, Lund, Shontz, Holliday, McBride, Oberg, Ellison, Bengtson, Abrams, Marks, Kemmis, Quilici, D. Brown, Schultz, Roth, Thoft, McLane, Conroy, R. Manning, Neuman, Fagg, Menahan, Huennekens, Zabrocki, Vincent, O'Connell, Asay, Fedas,

Vinger, J. Ryan, Devlin, Bennett, Yardley, Kennerly, Iverson, Harrington, Pavlovich, Nilson, Harper, Dussault, Shelden, Teague, Metcalf, C. Smith, Underdal, Bertelsen, R. Anderson, Bergene, Ernst, Switzer, Wallin, Fabrega, Sales, Manuel. Referred to Committee on Judiciary.

The following Senate bills were introduced, read first time and referred to committees:

SB 44, introduced by Elliott. Referred to Committee on Taxation.

SB 126, introduced by Severson, Himsl, McCallum, Boylan, Elliott, Keating, Kolstad, Ochsner, Hager, J. O'Hara, Galt, Hafferman, Hazelbaker, Nelson, Aklestad, Graham, Dover, Conover, Manley, Story. Referred to Committee on Taxation.

SB 337, introduced by Regan, Blaylock, Towe, Haffey, Mazurek, Halligan, Conover, Eck, Berg, Norman, Jacobson, P. Ryan, Hafferman, Stimatz, Healy, Thomas, (By Request of the Office of the Governor). Referred to Committee on Taxation.

SB 431, introduced by Hager, Gould, Eudaily, P. Ryan. Referred to Committee on Human Services.

SB 466, introduced by Graham. Referred to Committee on Taxation.

SB 484, introduced by Severson, Burnett, (By Request of the Senate Taxation Committee). Referred to Committee on Taxation.

SJR 27, introduced by Kolstad, Norman, Blaylock, Hazelbaker, Conroy, Keating, E. Smith, Jacobson, Manley, Towe, Goodover, Lee, Stephens, Hager, P. Ryan, Mazurek, Turnage, Healy, Stimatz, Graham, R. Manning, Galt, Boylan, Quilici, Fagg, Marks, Menahan, Fabrega, Andreason, Vincent, Kitselman, Pavlovich, Robbins, Kessler, Dussault, Iverson, D. O'Hara, C. Smith, D. Manning, Wallin, Meyer, D. Brown, Ellerd, Lory, Keedy, Kanduch, Nilson, Roush, Daily, S. Brown, McCallum, Hafferman, Conover, Thomas, Abrams. Referred to Committee on Business and Industry.

SJR 28, introduced by Himsl, Regan, (By Request of the Senate Finance and Claims Committee). Referred to Committee on Human Services.

SJR 29, introduced by Stimatz, Hazelbaker. Referred to Committee on Human Services.

SJR 30, introduced by Aklestad, Underdal, Kolstad, Turnage, J. O'Hara, Lee, Graham, Keating, Galt, Stobie, Gould, Keedy, Matsko, Donaldson, Cozzens, Hannah, Winslow, Conroy, D. O'Hara, J. Ryan, Asay, Manley, Devlin, Vinger, C. Smith, Mazurek, Eck, Kropp, Story, Hafferman, P. Ryan, Van Valkenburg, Jacobson, Hazelbaker, E. Smith, McCallum. Referred to Committee on Judiciary.

SJR 31, introduced by Senate Natural Resources Committee. Referred to Committee on Natural Resources.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Keyser in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representatives Bardanouve, Conroy, and Donaldson present at this time.

Representative Dussault moved that SB 325, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Matsko, McBride, McLane, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Robbins, Roush, Sales, Schultz, Seifert, Shelden, Sivertsen, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 68

Noes: Curtiss, Marks, Nordtvedt, Phillips, Roth, Ryan, Smith, Spilker, Switzer, Underdal.  
Total 10

Excused: Bengtson, Cozzens, Ernst, Hemstad, Hurwitz, Lory, Lund, Manning, Manuel, Moore, Quilici, Shontz, Stobie, Teague, Thoft, Waldron.  
Total 16

Absent or not voting: Harrington, Iverson, Keedy, Kessler, Menahan, Mueller.  
Total 6

Representative Stobie present at this time.

Representative Donaldson moved that Senate Amendments to HB 197 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Roush, Ryan, Sales, Seifert, Shelden, Sivertsen, Spilker, Switzer, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 69

Noes: Bardanouve, Briggs, Hart, Neuman, Robbins, Roth, Schultz, Smith, Stobie.  
Total 9

Excused: Bengtson, Cozzens, Ernst, Hemstad, Hurwitz, Lory, Lund, Manning, Manuel, Moore, Quilici, Shontz, Teague, Thoft, Waldron.  
Total 15

Absent or not voting: Conroy, Gould, Jensen, Keedy, Kessler, Menahan, Mueller.  
Total 7

Representative Donaldson excused at this time.

Representative Anderson moved that the Free Conference Committee Report on SB 125 be adopted. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Bardanouve, Bennett, Bertelsen, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Ellerd, Ellison, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Huennekens, Jacobsen, Kanduch, Kemmis, Keyser, Kitselman, Kropp,



Marks, Matsko, McBride, McLane, Metcalf, Meyer, Neuman, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Wallin, Williams, Zabrocki.

Total 58

Noes: Abrams, Azzara, Bergene, Brand, Burnett, Dozier, Dussault, Fabrega, Hannah, Holliday, Kennerly, Nilson, Nordtvedt, Oberg, Roth, Vincent, Winslow, Yardley.

Total 18

Excused: Bengtson, Cozzens, Donaldson, Ernst, Hemstad, Hurwitz, Lory, Lund, Manning, Manuel, Moore, Quilici, Shontz, Teague, Thoft, Waldron.

Total 16

Absent or not voting: Iverson, Jensen, Keedy, Kessler, Menahan, Mueller, O'Hara, Seifert.

Total 8

Representative Gould moved that SJR 4 be placed below HB 293. Motion carried.

Representative Sales moved that SB 96, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Marks, Matsko, McLane, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Stobie, Switzer, Underdal, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 72

Noes: None.

Total 0

Excused: Bengtson, Cozzens, Donaldson, Ernst, Hemstad, Hurwitz, Lory, Lund, Manning, Manuel, Moore, Quilici, Shontz, Teague, Thoft, Waldron.

Total 16

Absent or not voting: Brand, Conroy, Eudaily, Harrington, Jensen, Kessler, McBride, Menahan, Mueller, Nordtvedt, Spilker, Williams.

Total 12

Representatives Bengtson, Donaldson, Ernst, Hemstad, Hurwitz, Lory, Lund, Manning, Manuel, Quilici, Shontz, Thoft, and Waldron present at this time.

Representative Fabrega excused at this time.

Representative Marks moved that SB 98 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Harp, Harper, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Keyser, Kitselman, Kropp, Lund, Marks, Matsko, Meyer, Mueller, Nordtvedt, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Smith, Spilker, Stobie, Switzer, Thoft, Vincent, Waldron, Wallin, Winslow.

Total 56

Noes: Azzara, Bardanouve, Bengtson, Brown, Daily, Dozier, Dussault, Hanson, Harrington, Hart, Huennekens, Kanduch, Kemmis, Kessler, Lory, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Roush, Shontz, Sivertsen, Underdal, Vinger, Williams, Yardley, Zabrocki.

Total 36

Paired: Fabrega, Aye; Harrington, No.

Excused: Cozzens, Moore, Teague.

Total 3

Absent or not voting: Brand, Conroy, Kennerly, McLane, Robbins.

Total 5

Representative Cozzens present at this time.

Representative Kitselman moved that SB 129, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fed, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Switzer, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Harp, Nordtvedt, Sales, Stobie, Underdal.

Total 5

Excused: Fabrega, Moore, Teague.

Total 3

Absent or not voting: Cozzens, Iverson, Lory, Lund, Shontz.

Total 5

Representative Moore present at this time.

Representative Shelden moved that SB 138 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fed, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shelden, Sivertsen, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Burnett, Ryan, Sales, Stobie.

Total 4

Excused: Fabrega, Teague.

Total 2

Absent or not voting: Bardanouve, Cozzens, Hannah, Hemstad, Iverson, Lory, Lund, Shontz, Smith.

Total 9

Representative Dussault moved that SB 142, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Fagg, Fedra, Gould, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 76

Noes: Burnett, Devlin, Hannah, Kropp, Moore, Sivertsen, Smith, Stobie, Switzer, Underdal.

Total 10

Excused: Fabrega, Teague.

Total 2

Absent or not voting: Bardanouve, Curtiss, Ernst, Eudaily, Harrington, Hemstad, Iverson, Kitselman, Lory, Lund, Shontz, Spilker.

Total 12

Representative Keedy moved that SB 219, third reading copy, be amended as follows:

All amendments are to House Judiciary Committee amendment no. 6, dated 3/26/81.

1. Section 4, subsection 3, line 4.

Following: "applicable"

Strike: "mandatory"

Insert: "presumptive"

2. Section 5, subsection 1, line 2.

Following: line 1

Strike: "mandatory"

Insert: "presumptive"

Following: "the"

Strike: "mandatory"

3. Section 5, subsection 2, line 1.

Following: "to the"

Strike: "mandatory"

Insert: "presumptive"

4. Section 5, subsection 2, line 2.

Following: "50% of the"

Strike: "mandatory"

5. Section 5, subsection 3, line 1.

Following: "to the"  
 Strike: "mandatory"  
 Insert: "presumptive"

6. Section 5, subsection 3, line 2.  
 Following: "100% of the"  
 Strike: "mandatory"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Smith, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.  
 Total 81

Noes: Bergene, Huennekens, Oberg, Waldron.  
 Total 4

Excused: Fabrega, Teague.  
 Total 2

Absent or not voting: Bardanouve, Bennett, Ernst, Iverson, Jensen, Kitselman, Lory, Lund, Moore, Robbins, Shontz, Sivertsen, Spilker.  
 Total 13

Representative Keedy moved that SB 219, as amended, be concurred in.  
 Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Fagg, Fedá, Gould, Hannah, Hanson, Harper, Hart, Hemstad, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kessler, Keyser, Kitselman, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Williams, Winslow.  
 Total 69

Noes: Bardanouve, Bergene, Bertelsen, Dussault, Eudaily, Harp, Holliday, Huennekens, Kemmis, Kennerly, Kropp, Menahan, Mueller, Neuman, Oberg, Robbins, Roth, Shelden, Shontz, Underdal, Vincent, Vinger, Waldron, Wallin, Yardley, Zabrocki.  
 Total 26

Excused: Fabrega, Teague.  
 Total 2

Absent or not voting: Harrington, Iverson, Lory.  
 Total 3

Representative Williams moved that SB 231, third reading copy, be amended as follows:

1. Title, line 9.  
 Following: line 8



Insert: "AND PROVIDING FOR LICENSES ISSUED PRIOR TO THE EFFECTIVE DATE OF THIS ACT;"

2. Page 7.

Following: line 18

Insert: "Section 4. Effect on existing licenses. The provisions of this act do not affect the validity of any alcoholic beverage license that permits on-premises consumption and that has been issued prior to the effective date of this act or the reissuance of the license."

Amendment passed by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Sales, Schultz, Shelden, Sivertsen, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 81

Noes: Bardanouve, Hannah, Ryan, Smith.

Total 4

Excused: Fabrega, Teague.

Total 2

Absent or not voting: Anderson, Eudaily, Hurwitz, Keedy, Lory, Manuel, Marks, Moore, Nordtvedt, Pistoria, Seifert, Shontz, Spilker.

Total 13

Representative Williams moved that SB 231, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedá, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki.  
Total 85

Noes: Asay, Bardanouve, Hannah, Harp, Sales, Wallin, Winslow.

Total 7

Excused: Fabrega, Teague.

Total 2

Absent or not voting: Anderson, Brand, Jacobsen, Manuel, Matsko, Smith.

Total 6

Representative Hannah moved that SB 240, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: McLane.

Total 1

Excused: Fabrega, Teague.

Total 2

Absent or not voting: Fagg, Hemstad, Huennekens, Moore, Seifert, Sivertsen, Spilker.

Total 7

Representative Winslow moved that SB 258, third reading copy, be amended as follows:

1. Title, line 4 on page 2.

Following: "MCA;"

Insert: "AMENDING SECTIONS 75-10-203, 76-13-104, 76-13-106, 76-13-109, AND 80-8-110, MCA;"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Fabrega, Teague.

Total 2

Absent or not voting: Hemstad, Huennekens, Keedy, Moore, Sivertsen, Spilker.

Total 6

Representative Winslow moved that SB 258, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn,

Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: Huennekens.

Total 1

Excused: Fabrega, Teague.

Total 2

Absent or not voting: Bennett, Iverson, Keedy.

Total 3

Representative Brown moved that SB 222, third reading copy, be amended as follows:

1. Title, line 7.

Following: "COSTS"

Insert: "AND ATTORNEY'S FEES"

2. Title, line 9.

Following: "COSTS"

Insert: "COSTS AND"

Following: "NOT"

Insert: "NOT"

3. Page 2, line 9.

Following: "REASONABLE"

Insert: "costs and"

4. Page 2, line 11.

Following: "costs"

Insert: "costs and"

5. Page 2, line 15.

Following: "costs"

Insert: "and attorney's fees"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Fabrega, Teague.

Total 2

Absent or not voting: Bardanouve, Bengtson, Bennett, Bergene, Briggs, Fedá, Menahan, Shelden, Sivertsen, Underdal.

Total 10

Representative Brown moved that SB 222, third reading copy, be further amended as follows:

1. Page 1, lines 19 and 20.

Following: "state,"

Strike: "a political subdivision"

Insert: "city or county"

2. Page 1, lines 20 and 21.

Following: "state"

Strike: "or a political subdivision"

Insert: ", city or county"

3. Page 1, line 25 through line 1 on page 2.

Following: "state," on line 25

Strike: "political subdivision"

Insert: "city or county"

Following: "agency<sub>i</sub>" on line 1 on page 2

Insert: "thereof"

4. Page 2, lines 7 and 8.

Following: "STATE,"

Strike: "A POLITICAL SUBDIVISION"

Insert: "city or county"

Following: "AGENCY" on line 7

Strike: "OF EITHER"

Insert: "thereof"

5. Page 2, lines 10 and 11.

Following: "STATE,"

Strike: "POLITICAL SUBDIVISION"

Insert: "city or county"

Following: "AGENCY" on line 11

Strike: "OF EITHER"

Insert: "thereof"

6. Page 2, line 13.

Following: "state,"

Strike: "political subdivision"

Insert: "city or county"

Following: "agency"

Insert: "thereof"

Amendment passed by the following vote:

Ayes: Anderson, Andreason, Asay, Bengtson, Bergene, Bertelsen, Briggs, Conn, Cozzens, Curtiss, Donaldson, Ellerd, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hurwitz, Iverson, Jacobsen, Jensen, Kennerly, Keyser, Kitselman, Lory, Manuel, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow.

Total 56

Noes: Abrams, Azzara, Brand, Brown, Daily, Dozier, Dussault, Ernst, Harper, Hart, Hemstad, Holliday, Kanduch, Keedy, Kemmis, Kessler,



Manning, McBride, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Quilici, Vincent, Waldron, Yardley, Zabrocki.

Total 28

Excused: Fabrega, Teague.

Total 2

Absent or not voting: Bardanouve, Bennett, Burnett, Conroy, Devlin, Ellison, Huennekens, Kropp, Lund, Marks, Menahan, Metcalf, Pistoria, Shelden.

Total 14

Representative Roth excused at this time.

Representative Seifert moved that SB 222, as amended, be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Bennett, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Ellison, Eudaily, Fagg, Fedas, Gould, Hannah, Harp, Hemstad, Hurwitz, Jacobsen, Keyser, Kitselman, Kropp, Lund, Manuel, Marks, Matsko, McLane, Meyer, Moore, Mueller, O'Hara, Phillips, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 51

Noes: Abrams, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Brown, Daily, Donaldson, Dozier, Dussault, Hanson, Harper, Harrington, Hart, Holliday, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Lory, Manning, McBride, Menahan, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Roush, Shelden, Vincent, Waldron, Williams, Yardley.

Total 42

Excused: Fabrega, Roth, Teague.

Total 3

Absent or not voting: Ernst, Huennekens, Iverson, Robbins.

Total 4

Representatives Asay, Bergene, and Dussault excused at this time.

Representative Moore moved that SB 270, third reading copy, be amended as follows:

1. Page 1, line 17.

Strike: "However, the"

Insert: "The"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bennett, Bertelsen, Brand, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedas, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Spilker, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 79

Noes: None.

Total 0

Excused: Asay, Bergene, Dussault, Fabrega, Roth, Teague.

Total 6

Absent or not voting: Bengtson, Briggs, Burnett, Daily, Donaldson, Harrington, Huennekens, Iverson, Metcalf, Robbins, Shontz, Sivertsen, Smith, Thoft, Yardley.

Total 15

Representative Moore moved that SB 270, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harper, Hart, Hemstad, Holliday, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Stobie, Switzer, Underdal, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Harp, Keedy, Vinger, Wallin.

Total 4

Excused: Asay, Bergene, Dussault, Fabrega, Roth, Teague.

Total 6

Absent or not voting: Donaldson, Harrington, Huennekens, Iverson, Lund, Robbins, Sivertsen, Smith, Thoft.

Total 9

Representative Keedy moved that SB 288 be placed at the bottom of the board. Motion carried.

Representative Fagg in the Chair.

Representative Keedy moved that SJR 20 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: None.

Total 0

Excused: Asay, Bergene, Dussault, Fabrega, Roth, Teague.

Total 6

Absent or not voting: Cozzens, Donaldson, Harrington, Iverson, Keyser, Moore, Robbins, Sivertsen, Smith, Thoft.

Total 10

Representative Keyser in the Chair.

Representative Phillips moved that SB 294 be placed below SB 141. Motion carried.

Representative Dussault present at this time.

Representative Harper moved that SB 298, third reading copy, be amended as follows:

1. Title, line 6.

Following: "LEGISLATURE"

Insert: "; AND AMENDING SECTION 2-4-305, MCA"

2. Page 1, line 15.

Following: "IF"

Strike: "A PERSON OR"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bertelsen, Brand, Briggs, Brown, Burnett, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fedra, Gould, Hannah, Hanson, Harper, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Roush, Ryan, Schultz, Shelden, Shontz, Stobie, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 68

Noes: Bennett, Curtiss, Fagg, Harp, Hurwitz, Lund, Matsko, McLane, Phillips, Sales, Seifert, Smith, Spilker, Switzer, Vinger, Winslow.

Total 16

Excused: Asay, Bergene, Fabrega, Roth, Teague.

Total 5

Absent or not voting: Conn, Conroy, Cozzens, Donaldson, Harrington, Iverson, Kropp, Marks, Moore, Robbins, Sivertsen.

Total 11

Representative Fagg in the Chair.

Representative Asay present at this time.

Representative Kanduch moved that SB 298, as amended, be concurred in. Motion carried by the following vote:

Ayes: Andreason, Asay, Bennett, Bertelsen, Briggs, Brown, Burnett, Cozzens, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedra, Gould, Hannah, Hanson, Hemstad, Iverson, Jacobsen, Jensen, Kanduch, Keyser, Kitselman, Kropp, Manuel, Marks, Matsko, McLane, Meyer, Moore, Mueller, O'Hara, Pavlovich, Phillips, Quilici, Ryan, Sales, Schultz, Shontz, Smith, Spilker, Stobie, Switzer, Thoft, Vinger, Wallin, Winslow.

Total 51

Noes: Abrams, Anderson, Azzara, Bardanouve, Bergene, Brand, Conn, Donaldson, Dozier, Dussault, Harp, Harper, Hart, Holliday, Huennekens, Hurwitz, Keedy, Kemmis, Kennerly, Kessler, Lory, Manning, McBride,



Menahan, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pistoria, Robbins, Roush, Seifert, Shelden, Sivertsen, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 41

Paired: Spilker, Aye; Bergene, No.

Excused: Fabrega, Roth, Teague.

Total 3

Absent or not voting: Bengtson, Conroy, Harrington, Lund, Underdal.

Total 5

Representative Fabrega present at this time.

Representative Marks moved that SB 305, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bertelsen, Brand, Briggs, Conn, Conroy, Cozzens, Curtiss, Daily, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Sivertsen, Smith, Spilker, Switzer, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: Bennett, Brown, Donaldson, Hannah, Harp, Keyser, Pavlovich, Seifert, Shontz.

Total 9

Excused: Bergene, Roth, Teague.

Total 3

Absent or not voting: Burnett, Devlin, Harrington, Keedy, Stobie, Underdal.

Total 6

Representatives Bergene and Roth present at this time.

Representative Azzara moved that SB 362, as amended, be concurred in. Motion carried by the following vote:

Ayes: Azzara, Bardanouve, Bennett, Bergene, Brown, Conn, Cozzens, Daily, Dozier, Dussault, Ellerd, Eudaily, Fabrega, Fagg, Fedá, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Lory, Lund, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Quilici, Robbins, Roth, Roush, Sales, Shelden, Shontz, Spilker, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 63

Noes: Abrams, Anderson, Andreason, Asay, Bengtson, Briggs, Burnett, Conroy, Devlin, Donaldson, Ellison, Gould, Harp, Kitselman, Kropp, Marks, McLane, Nordtvedt, O'Connell, Phillips, Pistoria, Ryan, Schultz, Seifert, Sivertsen, Smith, Switzer, Underdal.

Total 28

Excused: Teague.



Total 1

Absent or not voting: Bertelsen, Brand, Curtiss, Ernst, Jensen, Manning, Moore, Stobie.

Total 8

That the Committee rise and report and beg leave to sit again. (Fagg, Chairman). Report adopted. (85-6)

### MESSAGES FROM THE OTHER HOUSE

House Bill concurred in and returned to the House:

3/30/81

House Bill No. 860, introduced by Ellerd

### MOTIONS

Representative Huennekens moved that SB 33 be taken from Third Reading and returned to Second Reading for the purpose of amendment. Motion carried.

Representative Nordtvedt moved that HJR 61 be taken from the Committee on Local Government and rereferred to the Committee on Taxation. Motion carried.

Representative Sivertsen moved that consideration on HJR 52 be passed until the 72nd legislative day. Motion carried.

Representative Fagg moved for a 1 ½ hour recess, to reconvene at 1:50 p.m. Motion carried.

House stood in recess at 12:20 p.m.

House reconvened at 2:10 p.m.

During the noon recess, word was received of the assassination attempt on President Reagan and the members of his staff in Washington, D.C. Because of the gravity of the news, both the House and Senate agreed to extend their immediate deadlines and moved adjournment for the day. Therefore, Representative Fagg moved that Joint Rule 6-34 be suspended and that the 71st legislative day be the transmittal deadline for returning measures to the house of origin, and that the rules be further suspended to allow revenue and appropriation measures to be transmitted until the 75th legislative day. Motion carried unanimously.

Representative Fagg moved that the House adjourn until 11:00 a.m., March 31, 1981.

Motion carried.

House adjourned at 2:15 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## SEVENTY-FIRST LEGISLATIVE DAY

Helena, Montana  
March 31, 1981

House Chambers  
Capitol Building

House convened at 11:15 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Brand, Ellison, Vinger, excused. Quorum present.

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 3/31/81

Correctly printed - HB 258, HB 307, HB 658, HB 800, HJR 56.

Correctly enrolled - HB 66, HB 167, HB 220, HB 238, HB 239, HB 246, HB 305, HB 343, HB 357, HB 377, HB 378, HB 380, HB 437, HB 504, HB 517, HB 618, HB 629, HB 824, HJR 40, HJR 41.

Examined by the sponsor (Bennett) and found to be correct - HB 66.

Examined by the sponsor (Donaldson) and found to be correct - HB 69.

Examined by the sponsor (Metcalf) and found to be correct - HB 167.

Examined by the sponsor (Harper) and found to be correct - HB 220.

Examined by the sponsor (Fabrega) and found to be correct - HB 238, HB 239.

Examined by the sponsor (Yardley) and found to be correct - HB 246.

Examined by the sponsor (Dozier) and found to be correct - HB 305.

Examined by the sponsor (Harp) and found to be correct - HB 343.

Examined by the sponsor (Manning) and found to be correct - HB 357.

Examined by the sponsor (Hemstad) and found to be correct - HB 377, HB 378, HB 380.

Examined by the sponsor (Meyer) and found to be correct - HB 425.

Examined by the sponsor (Menahan) and found to be correct - HB 437.

Examined by the sponsor (Moore) and found to be correct - HB 504.

Examined by the sponsor (Bardanoue) and found to be correct - HB 517.

Examined by the sponsor (Kemmis) and found to be correct - HB 569.

Examined by the sponsor (Williams) and found to be correct - HB 618.

Examined by the sponsor (Harrington) and found to be correct - HB 629.

Examined by the sponsor (Burnett) and found to be correct - HB 678.

Examined by the sponsor (Keyser) and found to be correct - HB 824.

Examined by the sponsor (Brand) and found to be correct - HJR 40.

Examined by the sponsor (Curtiss) and found to be correct - HJR 41.

Signed by the Speaker at 2:28 p.m., 3/30/81 - HB 408, HB 552.

Signed by the Speaker at 1:22 p.m., 3/31/81 - HB 69, HB 425, HB 569, HB 678.

Signed by the Speaker at 6:44 p.m., 3/31/81 - HB 66, HB 167, HB 220,

HB 238, HB 239, HB 246, HB 305, HB 343, HB 357, HB 377,

HB 378, HB 380, HB 437, HB 504, HB 517, HB 618, HB 629,

HB 824, HJR 40, HJR 41.

Delivered to the Governor for his approval at 10:30 a.m., 3/31/81 - HB 635, HB 789.

APPROPRIATIONS (Lund, Chairman): 3/28/81

HB 469, do not pass. Representative Lund moved that HB 469 be rereferred to the Committee on Appropriations. Motion carried.

JUDICIARY (Keyser, Chairman): 3/27/81

SB 380, as amended, be not concurred in.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sheldon, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Anderson, Conn, Gould, Moore, Nilson, O'Connell, Pistoria.

Total 7

Excused: Brand, Ellison, Vinger.

Total 3

Absent or not voting: Abrams, Bardanouve, Burnett, Curtiss, Manuel, Shontz, Teague, Waldron.

Total 8

Representative Brand present at this time.

SB 419, as amended, be not concurred in.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sheldon, Sivertsen, Smith, Spilker, Stobie, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Brand, Daily, Hannah, Huennekens, Kemmis, Nilson, Oberg, Switzer, Teague.

Total 9

Excused: Ellison, Vinger.

Total 2

Absent or not voting: Bardanouve, Burnett, Shontz.

Total 3

Representative Ellison present at this time.

APPROPRIATIONS (Lund, Chairman):

3/30/81

HB 45, do pass. Report adopted.

HB 258, second reading copy, be amended as follows:

1. Page 3, line 9.

Following: "person"  
Strike: "may be"  
Insert: "is"

And, as amended, do pass. Report adopted.

HB 290, second reading copy, second printing, be amended as follows:

1. Title, line 5.  
Following: "~~\$400~~"  
Strike: "\$300"  
Insert: "\$200"
2. Title, lines 6 and 7.  
Following: "SPOUSES" on line 6  
Strike: "AND" through "SPOUSES" on line 7
3. Title, line 8.  
Following: "39-73-104,"  
Insert: "AND"  
Following: "39-73-107,"  
Strike: "AND 39-73-109,"
4. Page 1, line 21.  
Following: "~~\$400~~"  
Strike: "\$300"  
Insert: "\$200"
5. Page 2, line 12.  
Following: "~~\$400~~"  
Strike: "\$300"  
Insert: "\$200"
6. Page 2, line 21.  
Following: "~~\$400~~"  
Strike: "\$300"  
Insert: "\$200"
7. Page 2, line 25.  
Following: "~~\$400~~"  
Strike: "\$300"  
Insert: "\$200"
8. Page 3, line 4.  
Following: "~~\$400~~"  
Strike: "\$300"  
Insert: "\$200"
9. Page 3, lines 7 through 25.  
Following: line 6  
Strike: section 4 in its entirety  
Renumber: subsequent section

And, as amended, do pass. Report adopted.

HB 307, do pass. Report adopted.

HB 460, do pass. Report adopted.

HB 568, introduced bill, be amended as follows:

1. Title, line 4.  
Following: "APPROPRIATE"  
Strike: "\$250,000"  
Insert: "\$200,000"



2. Page 1, line 11.

Strike: "\$250,000"

Insert: "\$200,000"

3. Page 1, line 16.

Following: line 15

Insert: "Funds appropriated are to be used for grants only. No administrative costs are to be taken from this appropriation."

And, as amended, do pass. Report adopted.

HB 580, as amended by House State Administration Committee on 2/13/81, do pass. Report adopted.

HB 619, do pass. Report adopted.

HB 658, do pass. Report adopted.

HB 674, second reading copy, be amended as follows:

1. Page 9, line 3.

Following: "board"

Insert: "."

Strike: remainder of line 3

2. Page 9, lines 11 through 15.

Following: line 10

Strike: subsection (2) in its entirety

3. Page 11, line 21.

Following: "employer"

Strike: ","

Insert: "; or"

4. Page 11.

Following: line 21

Insert: "(c) the date he ceases to be employed because of a reduction of the number of firefighters in the fire department as provided in 7-33-4125."

5. Page 12, line 4.

Following: "member"

Strike: "shall"

Insert: "may"

6. Page 17, lines 8 and 9.

Following: "contributions." on line 8

Strike: "The" through "each" on line 9

Insert: "Each"

7. Page 17, lines 12 through 16.

Following: "firefighter"

Strike: remainder of section 27

Insert: "and shall report and remit on a monthly basis:

(1) 6% of the monthly compensation of each member to the administrator for deposit in the fund; and

(2) 1% of the monthly compensation of each member to the Montana state firemen's association for the payment of premiums on a group life and accidental death and dismemberment insurance policy for members and to defray expenses incurred by the association when representing members of the plan."

8. Page 17, line 19.

Following: "deductions"

Insert: "paid to the administrator and"

9. Page 18, line 25.

Following: "and"

Insert: "effective July 1, 1981,"

10. Page 19, line 1.

Strike: "18%"

Insert: "12%"

Following: "."

Insert: "This contribution shall increase to 15% effective July 1, 1982, and to 18% effective July 1, 1983."

11. Page 29, line 7.

Following: "adjustment."

Insert: "(1)"

12. Page 29.

Following: line 17

Insert: "(2) For a member hired on or after July 1, 1981, and his surviving spouse or dependent children, the disability retirement allowance provided in [subsection (2) of section 40] and the survivorship allowance provided in [subsection (2) of section 44] may not be less than one-half the monthly compensation paid to a newly confirmed, active firefighter of a city that last employed him as a firefighter, as provided each year in the budget of that city."

13. Page 30, line 17 through line 1 on page 31.

Strike: section 51 in its entirety

Renumber: subsequent sections

14. Page 42, line 14.

Following: "section"

Strike: "53"

Insert: "52"

15. Page 42, line 17.

Following: "section"

Strike: "53"

Insert: "52"

16. Page 44, line 19.

Following: "through"

Strike: "63"

Insert: "62"

17. For each of the internal references listed below:

Following: "through"

Strike: "53"

Insert: "52"

Page 1, line 17

Page 2, lines 4, 14, 18, and 21

Page 4, lines 5 and 10

Page 5, line 18

Page 7, lines 14 and 17

Page 9, lines 7, 19, and 21

Page 10, lines 1, 6, 9, and 11

Page 15, lines 1, 4-5, 9-10, 15-16, and 19-20

Page 16, line 6

Page 19, line 17

Page 29, lines 20 and 22

Page 30, lines 7 and 11

18. Page 11, line 17.

Following: "of the"

Strike: "earlier"

Insert: "earliest"

And, as amended, do pass. Report adopted.

HB 709, introduced bill, be amended as follows:

1. Page 1, line 22.

Strike: "\$319,988"

Insert: "\$300,000"

2. Page 2, line 2.

Strike: "\$490,000"

Insert: "\$450,000"

3. Page 2, lines 15 and 16.

Strike: subsection (8) in its entirety

Renumber: subsequent subsections

4. Page 2, line 19.

Strike: "\$139,863"

Insert: "\$120,000"

5. Page 2, line 21.

Strike: "\$303,755"

Insert: "\$275,000"

6. Page 2, line 24.

Strike: "\$30,000"

Insert: "\$50,000"

7. Page 2, line 25 through line 2 on page 3.

Strike: subsection (12) in its entirety

Renumber: subsequent subsections

8. Page 3, line 5.

Strike: "\$490,000"

Insert: "\$350,000"

9. Page 3, lines 6 through 15.

Strike: subsections (14) through (17) in their entirety

Renumber: subsequent subsections

10. Page 3, line 20.

Strike: "\$490,000"

Insert: "\$350,000"

11. Page 3, line 23.

Strike: "\$490,000"

Insert: "\$350,000"

12. Page 4, line 7.

Strike: "\$156,000"

Insert: "\$125,000"

13. Page 4, lines 8 through 10.

Strike: subsection (21) in its entirety

Renumber: subsequent subsections

14. Page 4.

Following: line 15

Insert: "(16) a grant to the department of fish, wildlife, and parks to replace, renovate, and upgrade the lighting system in Lewis and Clark Caverns State Park: \$50,000;

(17) a grant to the City of Glasgow and Valley County, jointly, for a feasibility study of development of water supplies for municipal and irrigation purposes: \$35,000;"

Renumber: subsequent subsections

15. Page 4, line 19.

Following: "project,"

Insert: "Cover Irrigation Company irrigation system repair project,"

And, as amended, do pass. Report adopted.

HB 800, do pass. Report adopted.

HB 838, do pass. Report adopted.

HB 855, do pass. Report adopted.

3/31/81

SB 74, be concurred in. Report adopted.

3/30/81

SB 88, be concurred in. Report adopted.

SB 100, be concurred in. Report adopted.

SB 300, third reading copy, be amended as follows:

1. Page 2, lines 4 through 10.

Following: "BECAUSE OF" on line 4

Strike: "UNANTICIPATED" through "exhausted;" on line 10

Insert: "expenses exceeding the sum derived from the mill levy provided for in 7-6-2511 arising from litigation in either civil or criminal matters, not including building, capital, and library maintenance, replacement, and acquisition, but including the costs associated with:

(i) the impaneling and maintenance of juries;

(ii) the appearance of witnesses;

(iii) the fees and litigation-related expenses of attorneys appointed by a district court;

(iv) transcript prepared at the direction of a district court at county expense;

(v) salaries and fees of court reporters;

(vi) psychological and medical treatment or evaluations ordered by a district court at county expense;

(vii) the actual and necessary expenses of travel as limited by law for:

(A) jurors;

(B) witnesses;

(C) court reporters;

(D) defendants in criminal cases who are in custody;

(E) juveniles under the supervision of a district court; or

(F) law enforcement or probation officers acting in furtherance of a district court order; and

(viii) other, similar expenses created by and required for the conduct of and preparation for a trial in district court;"



Reletter: subsequent subsections

And, as amended, be concurred in. Report adopted.

BUSINESS AND INDUSTRY (Fabrega, Chairman):  
HJR 59, introduced bill, be amended as follows:

3/31/81

1. Page 2, line 25.

Following: "Calgary, Alberta,"

Insert: "the President of the Calgary Olympic Development Association,"

And, as amended, do pass. Report adopted.

SJR 27, third reading copy, be amended as follows:

1. Page 3, line 11.

Following: line 10

Strike: "produce"

Insert: "result in"

2. Page 3, line 12.

Following: "alternative"

Insert: "regulatory"

3. Page 3, line 14.

Following: "Montana"

Strike: "have in recent years received"

Insert: "are receiving"

4. Page 3, line 19.

Following: "and"

Insert: "regulatory"

5. Page 3, line 23.

Following: "operations"

Strike: "have in the past been"

Insert: "are"

And, as amended, be concurred in. Report adopted.

HIGHWAYS AND TRANSPORTATION (Kropp, Chairman):  
HJR 56, do pass. Report adopted.

3/28/81

STATE ADMINISTRATION (Feda, Chairman):  
HJR 58, do pass. Report adopted.

3/31/81

TAXATION (Nordtvedt, Chairman):  
HB 859, introduced bill, be amended as follows:

3/31/81

1. Page 6, line 12.

Following: "(7)"

Strike: "Charitable"

Insert: "Except as provided in subsection (7), charitable"

2. Page 6, line 14.

Following: "amended."

Insert: "(8) The public service commission shall not allow in the rate base of a regulated corporation the inclusion of contributions made under subsection (7)."

And, as amended, do pass. Report adopted.

**FIRST READING AND COMMITMENT  
OF BILLS AND RESOLUTIONS**

The following bills were introduced, read first time and referred to committees:

HB 863, introduced by Lund. Referred to Committee on Appropriations.

HB 864, introduced by Lund, Hammond. Referred to Committee on Appropriations.

HB 865, introduced by Lund. Referred to Committee on Appropriations.

HJR 63, introduced by Moore, Feda, Phillips, Dussault, (By Request of the House Committee on State Administration). Referred to Committee on State Administration.

**MESSAGES FROM THE GOVERNOR**

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

March 27, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 358, 404, 466.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

March 30, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 67, 91, 271, 302, 346, 405, 411, 435, 439, 452, 468, 494, 522, 534, 535, 537, 598, 630, 637, 643, 690, 860.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

March 30, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol

Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return Senate Bill No. 78, "AN ACT TO REVISE THE DETERMINATION OF DISTANCE LIMITATIONS FOR THE ISSUANCE OF A LIQUOR LICENSE; EXCEPTING LICENSES ALREADY ISSUED; AND AMENDING SECTIONS 16-1-106, 16-4-105, 16-4-201, AND 16-4-501, MCA," without my signature and recommend the attached amendments for the following reasons.

The five mile distance from an incorporated city is currently measured in a straight line from the nearest entrance of the premise to be licensed to the nearest boundary of an incorporated city. Senate Bill No. 78, changes the distance measurements as follows: the five mile distance from an incorporated city will be measured over the shortest public road or highway from the nearest entrance of the premise to be licensed to the nearest boundary of such incorporated city.

The effect of Senate Bill No. 78 is that it removes all distance limitations determining how near to an incorporated city or county an all beverage or on-premise beer licensee may locate his premise. If the distance from the nearest entrance of the premise to the nearest boundary of an incorporated city is greater than five miles, via the shortest road or highway, a license may be issued.

The proposed amendment to Section 6 would ensure that the provisions of Sections 2 through 5 of the Act do not apply to and would not alter the classification of those previously issued licenses or effect their renewability as long as the licensees remain in their existing premises. In addition, the amendment will ensure that all licenses issued after the effective date of Senate Bill No. 78, retain their original status even though shorter public roads or highways may be constructed after the original issuance of the license.

I urge your concurrence in these amendments.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENTS  
TO SENATE BILL NO. 78

1. Page 15, lines 20 through 24.

Following: "6." on line 20

Strike: remainder of lines 20 through 24 in their entirety

Insert: "Effect on licenses. (1) With respect to any retail beer or all-beverage license for on-premise consumption, that has been issued prior to the effective date of this act, the provisions of (sections 2 through 5) do not affect:

(a) the validity of the license or its reissuance for the same premise or;

(b) the status of the license as a city or county license so long as the premise is not relocated.

(2) With respect to any retail beer or all-beverage license for on-premise consumption, issued on or after the effective date of this

act, the validity of the license or any reissuance of the license shall not be affected by the construction of a public road or highway occurring after the date the license is originally issued."

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

March 30, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill No. 201, "AN ACT DIRECTING THE DEPARTMENT OF REVENUE TO COMPILE AND PUBLISH ANNUALLY INFORMATION OBTAINED FROM THE REALTY TRANSFER ACT AND TO REQUIRE THE DEPARTMENT OF REVENUE TO PROVIDE INFORMATION TO INDIVIDUAL TAXPAYERS CONCERNING THE VALUATION OF PROPERTIES COMPARABLE TO THEIR OWN; AMENDING SECTION 15-7-308, MCA," without my signature and recommend the attached amendments for the following reasons.

In its present form, the bill requires annual publication, by April 15, of a sales ratio study containing comparisons of the assessed value and sales price of real estate in the various counties and cities in the state from information obtained from realty transfer certificates. The Department would not have data for all areas of the state by April 15. Changing the publication date to July 1 would permit the Department to use more complete data and would result in a more valuable study.

In subsection 3, the bill requires the Department to provide taxpayers with sales and assessment data for comparable property when the taxpayer appeals an assessment. This requirement will necessitate additional personnel and additional salaries, neither of which have been provided for in the bill. It is estimated that the cost would be between \$300,000 and \$500,000 per biennium.

Providing that this requirement will not become effective until January 1, 1986, will allow sufficient time for the logistics of providing this service to be adequately addressed.

I urge your concurrence in these amendments.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENTS  
TO HOUSE BILL NO. 201

1. Title, line 7.  
Following: "REVENUE"  
Insert: ", AFTER JANUARY 1, 1986,"
2. Page 2, line 1.  
Following: "than"



Strike: "April 15"

Insert: "July 1"

3. Page 2, line 5.

Following: "(3)"

Strike: "A"

Insert: "After January 1, 1986, a"

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

March 30, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill 593, "AN ACT TO AUTHORIZE THE GOVERNOR TO NEGOTIATE WITH OTHER STATES TO ESTABLISH AGREEMENTS FOR SUBMITTING APPLICATION TO THE RAIL PASSENGER CORPORATION FOR INSTITUTION OF RAIL PASSENGER SERVICE IN THE STATE OF MONTANA," without my signature and recommend the attached amendment for the following reasons.

The reference to Section 403(b), although unstated, is the Public Law citation. This reference is unnecessary since that Public Law section has been codified as Section 563(b) in the Rail Passenger Service Act. Two different citations to the same substantive section are unnecessary and confusing.

For clarification, I am proposing to delete the reference to section 403(b) in HB 593.

I urge your concurrence in this amendment.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENT  
TO HOUSE BILL NO. 593

1. Page 1, line 20.

Following: "provisions"

Strike: "of section 403(b)"

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

March 30, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill No. 632, "AN ACT TO REQUIRE FORMULATION OF A COUNTY ALCOHOL TREATMENT AND PREVENTION PLAN ANNUALLY; AMENDING SECTION 53-24-211, MCA," without my signature and recommend the attached amendment for the following reasons.

House Bill No. 632, as adopted, allows a county to submit an alcohol treatment and prevention plan to the Department of Institutions by January 1 of each year. In Section 4 of the bill, the Department is prohibited from distributing money to a county after December 31, if the county has not submitted its plan. The use of December 31, in Section 4, creates an uncertainty in the bill since it does not coincide with the January 1 date.

It appears that the inclusion of the December 31 date in the original law was necessary from an accounting standpoint which is no longer applicable.

The uncertainty created by the continued use of the December 31 date can be eliminated by changing that date to January 1.

I urge your concurrence in this amendment.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENT  
TO HOUSE BILL NO. 632

1. Page 2, line 1.  
Following: "After"  
Strike: "December 31"  
Insert: "January 1"

MESSAGES FROM THE OTHER HOUSE

Senate Bill passed as amended and transmitted to the House for concurrence: 3/30/81

Senate Bill No. 485, introduced by Berg, Halligan, J. O'Hara, et al.

House Bills not concurred in as amended and returned to the House: 3/30/81

House Bill No. 726, introduced by Vincent

House Bill No. 813, introduced by Keyser, Iverson, R. Anderson

House Bills and House Joint Resolution concurred in as amended and returned to the House for concurrence in Senate Amendments: 3/30/81

House Bill No. 36, introduced by Brand, Hanson, Manning

House Bill No. 90, introduced by Quillico

House Bill No. 102, introduced by Manuel

House Bill No. 161, introduced by Gould

House Bill No. 329, introduced by Kanduch, Pavlovich, Kropp

House Bill No. 336, introduced by Kanduch, D. Brown, Manuel, et al.

House Bill No. 436, introduced by Bardanouve

House Bill No. 566, introduced by Hemstad, Hager

House Bill No. 735, introduced by Winslow, D. O'Hara, Hannah

House Bill No. 766, introduced by Ellison

House Joint Resolution No. 48, introduced by D. O'Hara, Spilker, Fagg, et al.

House Bills and House Joint Resolutions concurred in and returned to the House: 3/30/81

House Bill No. 333, introduced by Marks, Donaldson, Eudaily

House Bill No. 555, introduced by R. Manning, Brand, Bertelsen, Donaldson, et al.

House Bill No. 738, introduced by Ryan, Ellison, Underdal, et al.

House Bill No. 788, introduced by Menahan, Daily

House Joint Resolution No. 18, introduced by Seifert, Conroy, Anderson, et al.

House Joint Resolution No. 36, introduced by Ellerd, Sales, Thoft, et al.

House Bills not concurred in and returned to the House: 3/30/81

House Bill No. 56, introduced by Kessler

House Bill No. 57, introduced by Azzara

House Bill No. 59, introduced by Fabrega

House Bill No. 295, introduced by Pistoria, Hemstad, Meyer, O'Connell

House Bill No. 375, introduced by Anderson, Gould, Harp, et al.

House Bill No. 575, introduced by Kitselman

House Bill No. 715, introduced by Lory, Dover, Azzara, et al.

House Bill No. 727, introduced by Dussault, E. Smith

### MOTIONS

Representative Gould moved that the rules be temporarily suspended for the drafting and introduction of a House joint resolution on gun control. Motion failed. (35-60)

Representatives Brand and Bertelsen excused at this time.

Representative Lory moved that SB 98 be taken from Third Reading and placed on Second Reading for discussion. Motion failed. (43-52)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Free Conference Committee Report on House Bill No. 350 was adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen,

Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Andreason, Sales.

Total 2

Excused: Bertelsen, Brand, Vinger.

Total 3

Absent or not voting: None.

Total 0

Free Conference Committee Report on Senate Bill No. 72 was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Bertelsen, Brand, Vinger.

Total 3

Absent or not voting: None.

Total 0

House Bill No. 560 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Asay, Burnett, Conroy, Feda, Hannah, Menahan.



Total 6

Excused: Bertelsen, Brand, Vinger.

Total 3

Absent or not voting: Stobie.

Total 1

House Bill No. 837 was passed by the following vote:

Ayes: Abrams, Andreason, Asay, Bardanouve, Bengtson, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedal, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Anderson, Bennett, Keedy, Pavlovich.

Total 4

Excused: Bertelsen, Brand, Vinger.

Total 3

Absent or not voting: Azzara, Pistoria.

Total 2

Senate Bill No. 47 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Fabrega, Fedal, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Bardanouve, Bergene, Fagg, Hemstad, Manning, Oberg, O'Connell, Pistoria, Spilker.

Total 9

Excused: Bertelsen, Brand, Vinger.

Total 3

Absent or not voting: Eudaily.

Total 1

Senate Bill No. 55 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst,

Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Bertelsen, Brand, Vinger.

Total 3

Absent or not voting: Bergene.

Total 1

Senate Bill No. 57 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Sivertsen, Spilker, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Bennett, Burnett, Conroy, Hannah, Keyser, Matsko, Seifert, Smith, Switzer, Underdal, Winslow.

Total 11

Excused: Bertelsen, Brand, Vinger.

Total 3

Absent or not voting: Briggs, Shontz, Stobie.

Total 3

Senate Bill No. 115, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Wallin.

Total 1

Excused: Bertelsen, Brand, Vinger.

Total 3

Absent or not voting: Bergene.

Total 1

Senate Bill No. 216, as amended, was concurred in by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Roush, Ryan, Sales, Shelden, Sivertsen, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 74

Noes: Anderson, Bennett, Brown, Daily, Ellison, Harp, Hemstad, Hurwitz, Kropp, Manuel, Menahan, Moore, Neuman, Nordtvedt, Quilici, Robbins, Roth, Schultz, Seifert, Shontz, Smith, Thoft, Yardley.

Total 23

Excused: Bertelsen, Brand, Vinger.

Total 3

Absent or not voting: None.

Total 0

Senate Bill No. 268 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Hurwitz, Stobie.

Total 2

Excused: Bertelsen, Brand, Vinger.

Total 3

Absent or not voting: Jensen.

Total 1

Senate Bill No. 302 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Cozzens,



Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 94

Noes: Conroy, Yardley.

Total 2

Excused: Bertelsen, Brand, Vinger.

Total 3

Absent or not voting: Daily.

Total 1

Senate Bill No. 303 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Bertelsen, Brand, Vinger.

Total 3

Absent or not voting: None.

Total 0

Senate Bill No. 352, as amended, was concurred in by the following vote:

Ayes: Abrams, Andreason, Azzara, Bardanouve, Bengtson, Bergene, Conn, Daily, Dozier, Dussault, Fabrega, Fagg, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Connell, Phillips, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Underdal, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 55

Noes: Anderson, Asay, Bennett, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fedra, Hannah, Harp, Hurwitz, Iverson, Keedy, Kropp, Lund, McLane, Moore, Mueller,



Nordtvedt, O'Hara, Pavlovich, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Wallin, Mr. Speaker.

Total 42

Excused: Bertelsen, Brand, Vinger.

Total 3

Absent or not voting: None.

Total 0

Senate Bill No. 367 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, \*Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Sivertsen, \*Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Daily, Dussault, Ellerd, Harper, Kemmis, Lund, Menahan, O'Connell, Pavlovich, Ryan, Shelden, Shontz, Vincent.

Total 13

Excused: Bertelsen, Vinger.

Total 2

Absent or not voting: None.

Total 0

\*Representative Smith moved that his vote be changed from no to yes. Motion carried unanimously. Representative Brand moved that his vote be recorded as yes. Motion carried unanimously. See Motions.

Senate Bill No. 387 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Sales.

Total 1

Excused: Bertelsen, Brand, Vinger.

Total 3

Absent or not voting: Ellison.

Total 1

Senate Bill No. 403 was concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Briggs, Brown, Conn, Conroy, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Andreason, Bennett, Burnett, Cozzens, Curtiss, Daily, Hannah, Harp, Jensen, McLane, O'Hara, Spilker, Stobie, Winslow.

Total 14

Excused: Bertelsen, Brand, Vinger.

Total 3

Absent or not voting: None.

Total 0

Senate Bill No. 404 was concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Andreason, Curtiss, Daily, McLane.

Total 4

Excused: Bertelsen, Brand, Vinger.

Total 3

Absent or not voting: McBride.

Total 1

Representatives Bertelsen and Brand present at this time.

Senate Bill No. 412 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush,

Ryan, Sales, Schultz, Shelden, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Azzara, Conroy, Keedy, Keyser, Kropp, Nordtvedt, Roth, Seifert, Smith.

Total 9

Excused: Vinger.

Total 1

Absent or not voting: Sivertsen.

Total 1

Senate Bill No. 448 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Conroy, Curtiss, Daily, Hanson, Harp, Hemstad, Keedy, Roth, Roush, Seifert, Smith.

Total 11

Excused: Vinger.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 463, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Conn, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Azzara, Bennett, Brown, Burnett, Conroy, Devlin, Kropp, Moore, Roth, Smith, Stobie.

Total 11

Excused: Vinger.

Total 1



Absent or not voting: None.

Total 0

Senate Bill No. 311 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brown, Conn, Cozzens, Daily, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Shelden, Spilker, Teague, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 74

Noes: Bennett, Brand, Briggs, Burnett, Conroy, Curtiss, Devlin, Ellerd, Ellison, Feda, Keyser, Kropp, McLane, Moore, Ryan, Sales, Seifert, Shontz, Sivertsen, Smith, Stobie, Switzer, Thoft, Underdal, Wallin.

Total 25

Excused: Vinger.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 467 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Burnett, Ellerd, Hannah, Roth, Sales.

Total 5

Excused: Vinger.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 345 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roush,



Ryan, Sales, Shelden, Sivertsen, Spilker, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 79

Noes: Azzara, Briggs, Burnett, Conroy, Ernst, Harp, Keedy, Keyser, Manuel, Moore, Nordtvedt, Phillips, Roth, Schultz, Seifert, Shontz, Smith, Stobie, Switzer.

Total 19

Excused: Vinger.

Total 1

Absent or not voting: Ellison.

Total 1

Senate Bill No. 397 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Azzara, Burnett, Hannah, Jensen, Keedy, Keyser, Lund, Menahan, Nordtvedt, O'Hara, Roth, Sales, Smith.

Total 13

Excused: Vinger.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 37, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, \*Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Burnett, Ellerd, Hurwitz, Manning, Nordtvedt, Stobie, Mr. Speaker.

Total 7

Excused: Vinger.

Total 1

Absent or not voting: Daily, Devlin, Ellison, Fedá, Lory, Manuel, O'Hara, Robbins, Sales.

Total 9

\*Representative Moore moved that his vote be recorded as yes. Motion carried unanimously. See Motions.

Senate Bill No. 212, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Bertelsen, Burnett, Hurwitz, Lund, Shontz, Stobie.

Total 6

Excused: Vinger.

Total 1

Absent or not voting: Smith.

Total 1

Senate Bill No. 436 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Vinger.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 107, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault,

Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Vinger.

Total 1

Absent or not voting: Briggs.

Total 1

Senate Bill No. 354 was concurred in by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Phillips, Quilici, Sales, Schultz, Shelden, Spilker, Thoft, Underdal, Vincent, Waldron, Wallin, Winslow, Yardley.

Total 60

Noes: Abrams, Bengtson, Bennett, Brand, Brown, Conroy, Curtiss, Daily, Devlin, Ellerd, Ellison, Gould, Harp, Hemstad, Hurwitz, Jacobsen, Jensen, Keyser, Kitselman, McLane, Menahan, Nilson, O'Connell, Pavlovich, Pistoria, Robbins, Roth, Roush, Ryan, Seifert, Shontz, Sivertsen, Smith, Stobie, Switzer, Teague, Williams, Zabrocki, Mr. Speaker.

Total 39

Excused: Vinger.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 432 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97



Noes: Burnett, Waldron.

Total 2

Excused: Vinger.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 347, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Vinger.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 382 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Vinger.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 442, as amended, was concurred in by the following vote:



Ayes: Anderson, Andreason, Asay, Bardanouve, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Spilker, Thoft, Vincent, Waldron, Wallin, Winslow, Yardley.

Total 67

Noes: Abrams, Azzara, Bengtson, Bennett, Brand, Brown, Daily, Devlin, Ellison, Gould, Harp, Hemstad, Jacobsen, Jensen, Keyser, Manning, McLane, Menahan, Nordtvedt, O'Connell, Pavlovich, Pistoria, Seifert, Sivertsen, Smith, Stobie, Switzer, Teague, Underdal, Williams, Zabrocki, Mr. Speaker.

Total 32

Excused: Vinger.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 335, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Fabrega, Fagg, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Quilici, Robbins, Roth, Roush, Ryan, Sales, Seifert, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Asay, Bennett, Burnett, Feda, Harp, Phillips, Schultz, Smith, Stobie, Switzer.

Total 10

Excused: Vinger.

Total 1

Absent or not voting: Eudaily, Iverson, Nordtvedt, Pistoria.

Total 4

Senate Joint Resolution No. 21, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Curtiss, Donaldson, Dozier, Dussault, Ellison, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lund, Manuel, McLane, Metcalf, Mueller, Nilson, O'Hara, Pavlovich, Quilici, Roush, Seifert, Shelden, Sivertsen, Spilker, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 59

Noes: Asay, Bardanoue, Brand, Burnett, Conroy, Daily, Ellerd, Ernst, Fedá, Harp, Harper, Jacobsen, Keedy, Kropp, Lory, Manning, McBride, Menahan, Meyer, Moore, Neuman, Nordtvedt, Oberg, O'Connell, Phillips, Pistoria, Robbins, Roth, Ryan, Sales, Schultz, Shontz, Smith, Stobie, Switzer, Teague, Thoft, Yardley.

Total 38

Excused: Vinger.

Total 1

Absent or not voting: Devlin, Matsko.

Total 2

Senate Bill No. 152, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanoue, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedá, Hannah, Hanson, Harper, Harrington, Hart, Holliday, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 79

Noes: Andreason, Brand, Gould, Harp, Hemstad, Huennekens, Kennerly, Manning, Matsko, Moore, O'Connell, Pistoria, Teague, Underdal, Zabrocki.

Total 15

Excused: Vinger.

Total 1

Absent or not voting: Briggs, Conn, Fagg, Iverson, O'Hara.

Total 5

Senate Bill No. 176, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanoue, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Devlin.

Total 1

Excused: Vinger.

Total 1

Absent or not voting: Fagg, Matsko.

Total 2

Senate Bill No. 221, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Vinger.

Total 1

Absent or not voting: Ellison.

Total 1

Senate Bill No. 286, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Brand, Dussault, Ryan, Seifert, Smith.

Total 5

Excused: Vinger.

Total 1

Absent or not voting: Hemstad, Kemmis.

Total 2

Senate Bill No. 399, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins,



Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 93

Noes: Brown, Hanson, McBride, Wallin, Yardley.

Total 5

Excused: Vinger.

Total 1

Absent or not voting: Kemmis.

Total 1

Senate Bill No. 452, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Andreason, Azzara, Cozzens, Hannah, Moore, Nordtvedt, Roth, Sales, Winslow.

Total 9

Excused: Vinger.

Total 1

Absent or not voting: Kemmis.

Total 1

House Joint Resolution No. 54 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Vinger.

Total 1



Absent or not voting: Kemmis, Neuman, Nordtvedt.

Total 3

Senate Bill No. 84 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Quilici, Roth, Roush, Sales, Seifert, Shelden, Sivertsen, Spilker, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Briggs, Burnett, Conroy, Hannah, Kropp, Moore, Phillips, Pistoria, Robbins, Ryan, Schultz, Shontz, Smith, Stobie, Thoft.

Total 15

Excused: Vinger.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 175 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Bengtson, Conroy, Menahan, Meyer, Moore, Pistoria, Smith, Stobie, Thoft.

Total 9

Excused: Vinger.

Total 1

Absent or not voting: Hemstad.

Total 1

Senate Bill No. 238, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson,



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**Forty-Seventh Legislature**  
**OF THE**  
**STATE OF MONTANA**  
**Volume III**

**Held in Helena, the Seat of Government  
Commencing in Regular Session January 5, 1981  
and Ending April 23, 1981**

**Bob Marks**  
**Speaker of the House**

**Don Byrd**  
**Chief Clerk of the House**

**Rosana Winterburn**  
**Journal Clerk**

**Data Entry Clerks**  
**Nancy Ritz**  
**Patricia Small**

**PUBLISHED BY**  
**THE MONTANA LEGISLATIVE COUNCIL**





Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 92

Noes: Daily, Hart, Huennekens, Pavlovich, Quilici, Shelden, Yardley.

Total 7

Excused: Vinger.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 242 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Brand, Conroy, Harper, Moore, Teague, Waldron.

Total 6

Excused: Vinger.

Total 1

Absent or not voting: Huennekens.

Total 1

Senate Bill No. 246 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Bengtson, Burnett, Devlin, Hannah, Holliday, Huennekens, Kitselman, Lund, Manning, Manuel, Nordtvedt, Oberg, Sales, Switzer, Waldron.

Total 15

Excused: Vinger.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 291 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Vinger.

Total 1

Absent or not voting: Sivertsen.

Total 1

Senate Bill No. 411 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Vinger.

Total 1

Absent or not voting: Stobie.

Total 1

Senate Bill No. 422, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy,

Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 96

Noes: Nordtvedt, Sales, Yardley.

Total 3

Excused: Vinger.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 9, as amended, was concurred in by the following vote:

Ayes: Anderson, Bennett, Bergene, Bertelsen, Burnett, Conn, Curtiss, Daily, Devlin, Dozier, Dussault, Ellison, Eudaily, Fabrega, Fagg, Gould, Hanson, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, McLane, Meyer, Mueller, Neuman, Nilson, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Sivertsen, Spilker, Underdal, Vincent, Waldron, Wallin, Winslow, Zabrocki, Mr. Speaker.

Total 53

Noes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Brand, Briggs, Brown, Conroy, Cozzens, Donaldson, Ellerd, Ernst, Fedra, Hannah, Harp, Hart, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Moore, Nordtvedt, Oberg, O'Hara, Roth, Ryan, Sales, Schultz, Seifert, Smith, Stobie, Switzer, Teague, Thoft, Williams, Yardley.

Total 46

Excused: Vinger.

Total 1

Absent or not voting: None.

Total 0

Senate Bill No. 50, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roush, Sales, Seifert, Shelden, Sivertsen, Spilker, Stobie, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 79

Noes: Asay, Burnett, Conroy, Dozier, Ellison, Hannah, Huennekens, Hurwitz, Iverson, Jacobsen, Kemmis, Nordtvedt, Phillips, Roth, Ryan, Schultz, Shontz, Smith, Switzer, Underdal.

Total 20

Excused: Vinger.



Total 1

Absent or not voting: None.

Total 0

### MOTIONS

Representative Moore moved that his vote on SB 37, Third Reading, be recorded as yes. Motion carried unanimously.

Representative Smith moved that his vote on SB 367, Third Reading, be changed from no to yes. Motion carried unanimously.

Representative Brand moved that his vote on SB 367, Third Reading, be recorded as yes. Motion carried unanimously.

After committee meetings were announced, Representative Fagg moved the House recess for 1 hour. Motion carried.

House recessed at 12:40 p.m.

House reconvened 1:50 p.m.

Representative Fagg moved that the rules be temporarily suspended to allow all bills that pass Second Reading this day to be heard on Third Reading the same day. Motion carried.

Representative Nordtvedt moved that the rules be temporarily suspended to allow HJR 58, which was reported out of the Committee on State Administration today with a "do pass" recommendation, to be heard on Second Reading this day. Motion carried.

Representative Lund moved that the rules be temporarily suspended to allow HB 300, which was reported out of the Committee on Appropriations today with a "do pass" recommendation, to be heard on Second Reading this day. Motion carried.

### SPECIAL ORDERS OF THE DAY

At the request of the Speaker, Representative Lory was escorted to the well of the House by the Chief Clerk. In honor of his 50th year as a member of the American Chemical Society, he was presented with a few mementos of his many years in the chemistry lab at the University of Montana, including an old tattered lab coat from his first job as a professional chemist, which prompted him to quip, "Old chemists never die, they just smell that way." At the request of Representative Thoft, the following resolution was read:

#### RESOLUTION HONORING EARL C. LORY FIFTY-YEAR MEMBER OF THE AMERICAN CHEMICAL SOCIETY

Whereas, the House of Representatives finds among its members an illustrious chemist; and

Whereas, said chemist has been honored by the American Chemical Society for his fifty years of continuous membership in that professional organization; and

Whereas, he has served the Montana section of that society as its Chairman; and

Whereas, he served the Department of Chemistry of the University of Montana for twenty-seven years, as Associate Professor, as Professor, and as Chairman; and

Whereas, he was respected and beloved by students and faculty alike for his dedication, concern and good humor; and

Whereas, he served the University of Montana for twenty-one years as Faculty Athletic Representative to the Skyline Athletic Conference and to the Big Sky Athletic Conference; and

Whereas, he further served the University of Montana as acting Dean of the College of the Arts and Sciences, and for two periods as acting Academic Vice-President; and

Whereas, in addition to that long history of professional service, he is now in his fourth term serving his fellow citizens as Representative from House District 99.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES THAT EARL CHRISTIAN LORY BE HONORED FOR HIS FIFTY YEARS OF MEMBERSHIP IN THE AMERICAN CHEMICAL SOCIETY AND HIS DEDICATED SERVICE TO THE UNIVERSITY OF MONTANA AND TO THE STATE OF MONTANA.

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Fagg in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representatives Bardanouve, Donaldson, Hurwitz, Manuel, Moore, Shontz, Spilker, and Vinger excused at this time.

Representative Huennekens moved that SB 33, third reading copy, be amended as follows:

1. Page 50, lines 10 through 12.

Following: "whose" on line 10

Strike: remainder of line 10 through "return," on line 12

Insert: "total income from all sources including otherwise tax exempt income of all types"

Amendment passed by the following vote:

Ayes: Anderson, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Daily, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Feda, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Manning, McBride, McLane, Metcalf, Meyer, Mueller, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Sheldon, Teague, Underdal, Vincent, Waldron, Yardley, Zabrocki.  
Total 52

Noes: Abrams, Andreason, Bennett, Briggs, Burnett, Cozzens, Curtiss, Devlin, Ernst, Fagg, Gould, Hannah, Hanson, Harp, Jensen, Kropp, Lory, Matsko, Menahan, Neuman, Nordtvedt, O'Hara, Phillips, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Stobie, Switzer, Thoft, Wallin, Winslow.  
Total 36

Excused: Bardanouve, Donaldson, Hurwitz, Manuel, Moore, Shontz, Spilker, Vinger.

Total 8

Absent or not voting: Kitselman, Lund, Marks, Williams.

Total 4

Representative Huennekens moved that SB 33, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Azzara, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Seifert, Sheldon, Sivertsen, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 75

Noes: Andreason, Asay, Briggs, Burnett, Hannah, Lund, Ryan, Sales, Smith, Stobie.

Total 10

Excused: Bardanouve, Donaldson, Hurwitz, Manuel, Moore, Shontz, Spilker, Vinger.

Total 8

Absent or not voting: Bengtson, Kitselman, Marks, Nordtvedt, O'Hara, Schultz, Switzer.

Total 7

Representative Bardanouve present at this time.

Representative Andreason moved that SB 392, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sheldon, Sivertsen, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Daily, Jacobsen.

Total 2

Excused: Donaldson, Hurwitz, Manuel, Moore, Shontz, Spilker, Vinger.

Total 7

Absent or not voting: Kitselman.

Total 1

Representatives Donaldson, Hurwitz, Manuel, Moore, and Spilker present at this time.



Representative Keyser moved that SB 426, third reading copy, be amended as follows:

1. Page 9, line 21.

Following: "(k)"

Insert: "measure, fit, place, or"

Amendment passed by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Meyer, Moore, Mueller, Neuman, O'Connell, O'Hara, Phillips, Pistoria, Roth, Roush, Ryan, Sales, Schultz, Seifert, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 75

Noes: Abrams, Bardanouve, Briggs, Brown, Burnett, Conn, Daily, Gould, Harrington, Marks, Metcalf, Nilson, Oberg, Pavlovich, Quilici, Robbins, Shelden, Sivertsen, Smith.

Total 19

Excused: Shontz, Vinger.

Total 2

Absent or not voting: Kemmis, Menahan, Nordtvedt, Teague.

Total 4

Representative Eudaily moved that SB 426, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bertelsen, Brand, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Phillips, Pistoria, Roth, Roush, Ryan, Schultz, Seifert, Sivertsen, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: Bardanouve, Briggs, Brown, Daily, Hannah, Harrington, Pavlovich, Quilici, Robbins, Sales, Shelden, Smith.

Total 12

Excused: Shontz, Vinger.

Total 2

Absent or not voting: Azzara, Bergene, Kessler, Marks, Nordtvedt, O'Hara, Teague.

Total 7

Representative Keyser in the Chair.

Representatives Quilici and Stobie excused at this time.

Representative Mueller moved that SB 449, as amended, be concurred in. Motion carried by the following vote:



Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sheldon, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Quilici, Shontz, Stobie, Vinger.

Total 4

Absent or not voting: Anderson, Bergene, Bertelsen, Burnett, Harrington, Iverson, Kessler, Marks, Oberg, Teague.

Total 10

Representative Yardley moved that SB 468 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Sheldon, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Harp, Keyser, Moore, Seifert.

Total 4

Excused: Quilici, Shontz, Stobie, Vinger.

Total 4

Absent or not voting: Andreason, Bergene, Bertelsen, Fagg, Lund, Marks, Schultz, Teague.

Total 8

Representative Burnett moved that HB 293, second reading copy, second printing, be amended as follows:

1. Page 2.

Following: line 10

Insert: "(iii) other clear and convincing evidence;"

2. Page 2, line 19.

Strike: line 19 in its entirety

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault,

Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kennerly, Keyser, Kitselman, Kropp, Lory, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 75

Noes: Brand, Harp, Keedy, Manning, Pavlovich, Seifert.

Total 6

Excused: Quilici, Shontz, Stobie, Vinger.

Total 4

Absent or not voting: Andreason, Azzara, Bergene, Bertelsen, Conroy, Donaldson, Jensen, Kemmis, Kessler, Lund, Manuel, Marks, Oberg, O'Hara, Teague.

Total 15

Representatives Quilici, Shontz, and Stobie present at this time.

Representative Holliday moved that HB 293, as amended, do pass. Representative Seifert made a substitute motion that HB 293, as amended, do not pass. Motion carried by the following vote:

Ayes: Anderson, Andreason, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Hemstad, Huennekens, Kemmis, Kessler, Keyser, Lory, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Ryan, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Thoft, Underdal, Wallin, Winslow, Yardley, Zabrocki.

Total 58

Noes: Abrams, Asay, Bardanouve, Brand, Burnett, Daily, Dozier, Ellison, Ernst, Harper, Harrington, Hart, Holliday, Hurwitz, Jacobsen, Jensen, Kanduch, Kennerly, Kitselman, Kropp, Lund, Manning, Manuel, Menahan, Neuman, Nilson, Oberg, Quilici, Roush, Sales, Schultz, Shelden, Switzer, Teague, Vincent, Waldron, Williams.

Total 37

Excused: Vinger.

Total 1

Absent or not voting: Brown, Feda, Iverson, Keedy.

Total 4

Representative Waldron excused at this time.

Representative Gould moved that SJR 4 be concurred in. Motion failed by the following vote:

Ayes: Asay, Bennett, Brand, Burnett, Conroy, Curtiss, Daily, Devlin, Ellerd, Ernst, Feda, Gould, Jensen, Kanduch, Keyser, Kropp, Lund, Manuel, Matsko, McLane, Moore, Pavlovich, Phillips, Pistoria, Quilici, Ryan, Sales, Seifert, Smith, Stobie, Switzer, Underdal, Wallin.

Total 33

Noes: Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brown, Cozzens, Donaldson, Dozier, Dussault, Ellison, Eudaily,

Fabrega, Fagg, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Manning, Marks, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Roush, Sheldon, Shontz, Sivertsen, Spilker, Teague, Thoft, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 58

Paired: Curtiss, Aye; Waldron, No.

Excused: Vinger.

Total 1

Absent or not voting: Abrams, Briggs, Conn, Hemstad, O'Connell, Robbins, Roth, Schultz.

Total 8

Representative Fagg moved that SJR 4 be not concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Manning, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Roth, Roush, Schultz, Sheldon, Shontz, Sivertsen, Spilker, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 67

Noes: Bennett, Brand, Burnett, Conroy, Curtiss, Daily, Devlin, Ellerd, Feda, Gould, Jensen, Kanduch, Keyser, Kropp, Lund, Manuel, McLane, Moore, Pavlovich, Pistoria, Quilici, Ryan, Sales, Seifert, Smith, Stobie, Switzer, Underdal.

Total 28

Paired: Waldron, Aye; Curtiss, No.

Excused: Vinger.

Total 1

Absent or not voting: Abrams, Hemstad, O'Connell, Robbins.

Total 4

Representative Waldron present at this time.

Representative Cozzens moved that SJR 19, as amended, be concurred in. Representative Kemmis made a substitute motion that SJR 19, third reading copy, be amended as follows:

1. Strike: House State Administration Committee amendments, dated 3/26/81.

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Brown, Conn, Daily, Donaldson, Dozier, Dussault, Fabrega, Harper, Harrington, Hart, Hemstad, Huennekens, Iverson, Jacobsen, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Oberg, Pavlovich, Pistoria, Quilici, Robbins, Roush, Sheldon, Shontz, Teague, Thoft, Waldron, Williams, Yardley, Zabrocki.



Total 51

Noes: Andreason, Asay, Azzara, Bennett, Briggs, Burnett, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Holliday, Hurwitz, Jensen, Kanduch, Kropp, Marks, Matsko, Mueller, Nordtvedt, O'Connell, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vincent, Wallin, Winslow.

Total 45

Excused: Vinger.

Total 1

Absent or not voting: Keedy, Lund, Seifert.

Total 3

Representative Cozzens moved that SJR 19, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: Andreason, Bergene, Conroy, Dozier, O'Connell, Pavlovich, Pistoria, Teague, Underdal.

Total 9

Excused: Vinger.

Total 1

Absent or not voting: Lund, Seifert.

Total 2

That HB 428 do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Schultz, Seifert, Shelden, Spilker, Switzer, Teague, Thoft, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Abrams, Bardanouve, Brand, Jacobsen, Kennerly, Manuel, Neuman, Roush, Sales, Shontz, Sivertsen, Smith, Stobie, Underdal, Waldron.

Total 15

Excused: Vinger.

Total 1



Absent or not voting: Azzara, Conn, Curtiss.  
Total 3

Representative Shontz moved that HB 853, second reading copy, be amended as follows:

1. Page 4, line 14.  
Following: "~~300~~"  
Strike: "171"  
Insert: "up to 221"

Amendment passed by the following vote:

Ayes: Abrams, Andreason, Asay, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 82

Noes: None.  
Total 0

Excused: Vinger.  
Total 1

Absent or not voting: Anderson, Azzara, Bengtson, Conn, Conroy, Dussault, Fagg, Harp, Jensen, Keedy, Menahan, Nilson, Nordtvedt, Pistoria, Quilici, Seifert, Smith.  
Total 17

And HB 853, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.  
Total 90

Noes: None.  
Total 0

Excused: Vinger.  
Total 1

Absent or not voting: Bengtson, Conroy, Donaldson, Dussault, Harp, Nilson, Nordtvedt, Smith, Yardley.  
Total 9

Representative Shelden moved that SB 139 be concurred in. Representative Bardanouve made a substitute motion that consideration on SB 139 be passed for the day. Motion carried.

Representative Quilici moved that SB 141, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Curtiss, Daily, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Burnett, Cozzens, Devlin, Ellerd, Nordtvedt, O'Hara, Sales, Sivertsen.

Total 8

Excused: Vinger.

Total 1

Absent or not voting: Bennett, Conroy, Dussault, Iverson, Marks, Shelden.

Total 6

Representative Dozier excused at this time.

Representative Phillips moved that SB 294, as amended, be concurred in. Representative Spilker made a substitute motion that SB 294, as amended, be not concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Burnett, Conn, Cozzens, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Gould, Hannah, Harp, Harper, Hart, Hemstad, Huennekens, Hurwitz, Keedy, Kennerly, Keyser, Kitselman, Lory, Manning, Manuel, Marks, McBride, Menahan, Metcalf, Meyer, Nilson, Nordtvedt, O'Connell, Pavlovich, Pistoria, Roush, Sales, Sivertsen, Spilker, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams.

Total 54

Noes: Abrams, Bardanouve, Bennett, Briggs, Brown, Conroy, Curtiss, Daily, Fabrega, Fagg, Fedá, Hanson, Harrington, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kessler, Kropp, Lund, Matsko, McLane, Moore, Mueller, Neuman, Oberg, O'Hara, Phillips, Quilici, Robbins, Roth, Ryan, Schultz, Seifert, Shontz, Smith, Stobie, Thoft, Winslow, Yardley, Zabrocki.

Total 43

Excused: Dozier, Vinger.

Total 2

Absent or not voting: Shelden.

Total 1

Representative Yardley moved that SB 253, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Lory, Lund, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Andreason, Curtiss, McLane.

Total 3

Excused: Dozier, Vinger.

Total 2

Absent or not voting: Brand, Conroy, Donaldson, Kemmis, Kitselman, Kropp, Manning, Meyer, O'Hara, Shelden.

Total 10

That the Committee rise and report and beg leave to sit again. (Keyser, Chairman). Report adopted. (78-9)

### MOTIONS

Representative Lund moved that SB 139, consideration on which had been passed for the day upon motion by Representative Bardanouve, be returned to Second Reading this day. Motion carried.

Representative Kemmis moved that the House request the return of SB 243 from the Senate and that the bill be placed on Second Reading this day. Motion carried.

Representative Fagg moved that the House accede to the request of the Senate and return HB 575 to them. Motion carried.

Representative Fagg moved that the House stand in recess for 15 minutes. Motion carried.

House recessed at 6:05 p.m.

House reconvened at 6:20 p.m.

### MESSAGES FROM THE OTHER HOUSE

The Senate, on 3/31/81, acceded to the request of the House of Representatives for the return of Senate Bill No. 243, introduced by Graham, and is returning the said bill to the House for further consideration.

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative Keyser in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Yardley moved that SB 272, third reading copy, be amended as follows:

1. Page 7, line 3.  
Following: "sections"  
Strike: "4"  
Insert: "1"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Brand, Briggs, Conn, Cozzens, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Lory, Lund, Manning, Manuel, Marks, Matsko, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: Curtiss.

Total 1

Excused: Dozier, Vinger.

Total 2

Absent or not voting: Azzara, Bardanouve, Bengtson, Brown, Burnett, Conroy, Donaldson, Fabrega, Feda, Jensen, Kitselman, Kropp, McBride, Meyer, Pavlovich, Pistoria, Quilici, Shelden, Smith, Stobie.

Total 20

Representative Yardley moved that SB 272, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Conn, Daily, Dussault, Ellerd, Ellison, Eudaily, Fagg, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, Pavlovich, Pistoria, Sales, Shontz, Spilker, Vincent, Waldron, Williams, Yardley.

Total 53

Noes: Andreason, Asay, Briggs, Brown, Burnett, Cozzens, Curtiss, Devlin, Donaldson, Ernst, Feda, Gould, Hannah, Jensen, Nordtvedt, O'Hara, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Sivertsen, Switzer, Teague, Thoft, Underdal, Wallin, Winslow, Zabrocki.

Total 31

Excused: Dozier, Vinger.

Total 2

Absent or not voting: Bardanouve, Brand, Conroy, Fabrega, Hurwitz, Kitselman, Lund, Marks, McLane, O'Connell, Seifert, Shelden, Smith, Stobie.

Total 14

Representative Daily moved that SB 287, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn,



Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Dozier, Vinger.

Total 2

Absent or not voting: Brand, Ellison, Fabrega, Feda, Jensen, Lund, McLane, O'Connell, Seifert.

Total 9

Representative Asay moved that SB 292, third reading copy, be amended as follows:

1. Title, line 8.

Following: "BONDS"

Strike: "AND"

Insert: ";

2. Title, line 10.

Following: "PROJECT;"

Insert: "PROVIDING FOR THE REFUNDING OF SHORT-TERM BONDS ISSUED IN ANTICIPATION OF THE ISSUANCE OF LONG-TERM BONDS; PROVIDING FOR THE DISPOSITION OF THE PROCEEDS FROM THE SALE OF REFUNDING BONDS;"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Azzara, Sales, Stobie, Thoft.

Total 4

Excused: Dozier, Vinger.

Total 2

Absent or not voting: Bennett, Brand, Conroy, Gould, Jensen, Keedy, Lund, McLane, O'Connell, Shontz.

Total 10

Representative Asay moved that SB 292, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Ellerd, Sales, Stobie, Thoft.

Total 4

Excused: Dozier, Vinger.

Total 2

Absent or not voting: Andreason, Azzara, Bennett, Brand, Conroy, Jensen, Keedy, Marks, O'Connell, Sivertsen.

Total 10

Representative Brown moved that SB 376, third reading copy, be amended as follows:

1. Page 21, line 14.

Following: "jobs"

Insert: "within 2 years"

2. House Natural Resources Committee amendments, dated 3/27/81.

Following: line 13 of amendment no. 10

Insert: "(7) The board may grant only one waiver under subsections

(3) and (4) for each permanent loss of jobs as defined in subsection

(3)(a)."

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Ellerd, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Ryan, Stobie.

Total 2

Excused: Dozier, Vinger.

Total 2

Absent or not voting: Bengtson, Brand, Briggs, Cozzens, Dussault, Ellison, Ernst, Iverson, Marks, Meyer, O'Connell, Shelden.

Total 12

Representative Huennekens moved that SB 376, third reading copy, be further amended. Representative Huennekens made a substitute motion that SB 376 be placed below SB 381 to allow him to correct the amendment. Motion carried.

Representative McLane moved that SB 381, as amended, be concurred in. Motion carried by the following vote:

Ayes: Anderson, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conroy, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harp, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Keyser, Kitselman, Lund, Manning, Manuel, Marks, Matsko, McLane, Menahan, Meyer, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Zabrocki.  
Total 69

Noes: Abrams, Andreason, Conn, Cozzens, Dussault, Gould, Harper, Harrington, Hart, Kennerly, Kessler, Metcalf, Pistoria, Waldron, Winslow.  
Total 15

Excused: Dozier, Vinger.  
Total 2

Absent or not voting: Asay, Bardanouve, Brand, Briggs, Daily, Kropp, Lory, McBride, Moore, Mueller, O'Connell, Seifert, Sivertsen, Yardley.  
Total 14

Representative Brown moved that SB 376, as amended, be concurred in. Representative Huennekens made a substitute motion that SB 376, third reading copy, be further amended. Amendment failed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Conn, Dozier, Dussault, Eudaily, Fabrega, Fagg, Hanson, Harper, Harrington, Hart, Huennekens, Keedy, Kemmis, Kennerly, Kessler, Lory, Manning, Matsko, McBride, Menahan, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Roush, Shelden, Shontz, Teague, Thoft, Vincent, Waldron, Williams, Yardley, Zabrocki.  
Total 46

Noes: Bennett, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fedra, Gould, Hannah, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keyser, Kitselman, Kropp, Lund, Marks, McLane, Meyer, Moore, Mueller, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Wallin, Winslow.  
Total 51

Paired: Dozier, Aye; Brown, No.

Excused: Vinger.  
Total 1

Absent or not voting: Manuel, O'Connell.  
Total 2

Representative Brown moved that SB 376, as amended, be concurred in. Motion failed by the following vote:



Ayes: Abrams, Bennett, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Feda, Harp, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Kanduch, Keyser, Kitselman, Kropp, Matsko, McLane, Menahan, Meyer, Moore, Mueller, Pavlovich, Phillips, Pistoria, Quilici, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Spilker, Stobie, Switzer, Underdal, Wallin, Winslow.

Total 48

Noes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Conn, Dussault, Eudaily, Fagg, Gould, Hannah, Hanson, Harper, Hart, Huennekens, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Lory, Lund, Manning, Marks, McBride, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Robbins, Roush, Shelden, Shontz, Smith, Teague, Thoft, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 48

Excused: Dozier, Vinger.

Total 2

Absent or not voting: Manuel, O'Connell.

Total 2

Representative Fagg moved that SB 376, as amended, be not concurred in. Motion failed by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bertelsen, Brand, Dozier, Dussault, Ellison, Eudaily, Fagg, Hanson, Harper, Hart, Huennekens, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Lory, Lund, Manning, McBride, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Robbins, Roush, Shelden, Shontz, Smith, Thoft, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 44

Noes: Abrams, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ernst, Fabrega, Feda, Hannah, Harp, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Kanduch, Keyser, Kitselman, Kropp, Manuel, Marks, Matsko, McLane, Menahan, Meyer, Moore, Mueller, Pavlovich, Phillips, Pistoria, Quilici, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Spilker, Stobie, Switzer, Teague, Underdal, Wallin, Winslow.

Total 53

Paired: Dozier, Aye; Brown, No.

Excused: Vinger.

Total 1

Absent or not voting: Gould, O'Connell.

Total 2

Representative Fagg moved that the House reconsider its action immediately preceding on SB 376. Motion carried by the following vote:

Ayes: Abrams, Anderson, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Marks, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert,



Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Wallin, Winslow, Zabrocki.

Total 79

Noes: Andreason, Asay, Brand, Jacobsen, Jensen, Kennerly, Lund, Manning, Metcalf, Nordtvedt, Oberg, Shontz, Waldron, Williams, Yardley.

Total 15

Excused: Dozier, Vinger.

Total 2

Absent or not voting: Bardanouve, Gould, O'Connell, O'Hara.

Total 4

Representative Brown moved that SB 376, as amended, be concurred in. Representative Huennekens made a substitute motion that SB 376, third reading copy, be amended as follows:

1. House Natural Resources Committee amendments, dated 3/27/81.

Strike: subsection (5) of amendment no. 10

Insert: "(5) The waiver of subsection (2)(c) of 75-20-301 shall apply only to consideration of alternative sites for a facility defined in 75-20-104(10)(a)."

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Conn, Dozier, Dussault, Eudaily, Fabrega, Fagg, Hanson, Harper, Harrington, Hart, Huennekens, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Lory, Manning, Matsko, McBride, Menahan, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Robbins, Roush, Shelden, Shontz, Smith, Teague, Thoft, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 50

Noes: Bennett, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Feda, Hannah, Harp, Hemstad, Holliday, Hurwitz, Iverson, Kanduch, Keyser, Kitselman, Kropp, Lund, Manuel, Marks, McLane, Meyer, Moore, Mueller, Pavlovich, Phillips, Pistoria, Quilici, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Spilker, Stobie, Switzer, Underdal, Wallin, Winslow.

Total 47

Paired: Dozier, Aye; Brown, No.

Excused: Vinger.

Total 1

Absent or not voting: Gould, O'Connell.

Total 2

Representative Brown moved that SB 376, third reading copy, be further amended as follows:

1. Page 21, line 14.

Following: "jobs"

Insert: "within 2 years"

2. House Natural Resources Committee amendments, dated 3/27/81.

Following: line 13 of amendment no. 10

Insert: "(7) The board may grant only one waiver under subsections (3) and (4) for each permanent loss of jobs as defined in subsection (3)(a)."

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Brand.

Total 1

Excused: Dozier, Vinger.

Total 2

Absent or not voting: Bergene, Gould, Nordtvedt, O'Connell.

Total 4

Representative Brown moved that SB 376, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McLane, Menahan, Meyer, Mueller, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Waldron, Wallin, Winslow, Zabrocki.

Total 72

Noes: Andreason, Bengtson, Brand, Dozier, Dussault, Harper, Hart, Jacobsen, Jensen, Kemmis, Kennerly, Kessler, Lund, McBride, Metcalf, Moore, Neuman, Nilson, Oberg, Robbins, Smith, Vincent, Williams, Yardley.

Total 24

Paired: Brown, Aye; Dozier, No.

Excused: Vinger.

Total 1

Absent or not voting: Bardanouve, Gould, O'Connell.

Total 3

Representative Harrington excused at this time.

Representative Moore moved that SB 458, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harper, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund,

Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 78

Noes: Bennett, Burnett, Devlin, Ellerd, Hannah, Harp, Smith, Underdal.

Total 8

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: Anderson, Azzara, Bardanouve, Huennekens, Kanduch, Kemmis, Nordtvedt, O'Connell, Sales, Shelden, Stobie.

Total 11

Representative Yardley moved that SB 475, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Shelden, Shontz, Sivertsen, Smith, Spilker, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Bennett, Ryan, Schultz.

Total 3

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: Asay, Bardanouve, Conroy, Daily, Hemstad, Huennekens, Hurwitz, Lund, O'Connell, Seifert, Stobie, Switzer, Thoft.

Total 13

Representative Keedy moved that SB 479, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Hurwitz, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: None.

Total 0

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: Asay, Bardanouve, Bengtson, Conroy, Daily, Devlin, Dussault, Hemstad, Iverson, Jensen, O'Connell, Seifert, Shelden, Stobie, Thoft.

Total 15

Representative Keedy moved that SB 288, third reading copy, be amended as follows:

1. Page 1, line 16.

Following: "through"

Strike: "6"

Insert: "7"

2. Page 2, line 5.

Following: "of"

Strike: "probable"

Insert: "good"

3. Page 2, line 6.

Following: "cause"

Strike: "for charging judicial misconduct"

Following: "charges"

Strike: "of"

4. Page 2, line 7.

Following: line 6

Strike: "misconduct"

5. Page 2, line 8.

Following: "recommending"

Insert: "retirement or"

6. House Judiciary Committee amendment no. 3, dated 3/26/81.

Strike: "probable" through "misconduct" in the inserted language

Insert: "good cause to order a hearing pursuant to 3-1-1106(2)"

7. House Judiciary Committee amendment no. 4, dated 3/26/81.

Following: "charges" in the inserted language

Strike: "of misconduct"

Insert: "against a judge"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 79

Noes: None.

Total 0

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: Asay, Bardanouve, Conroy, Cozzens, Daily, Dussault, Ellison, Feda, Hannah, Iverson, Jensen, Kropp, Marks, O'Connell, Seifert, Stobie, Thoft, Winslow.



Total 18

Representative Teague moved that SB 288, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Moore, Ryan, Smith.

Total 3

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: Bardanouve, Conroy, Cozzens, Dussault, Ellison, Feda, Iverson, Jensen, Marks, O'Connell, Seifert, Stobie, Thoft.

Total 13

Representative Bennett moved that SB 480, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Feda, Gould, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 78

Noes: Azzara, Brand, Hannah, McBride, Sales, Yardley.

Total 6

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: Bardanouve, Briggs, Conroy, Ellison, Fagg, Hanson, Iverson, Keedy, Kitselman, Marks, O'Connell, Quilici, Thoft.

Total 13

That HJR 58 do pass by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Robbins, Roth, Roush, Ryan, Sales,

Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Brand, Brown, Daily, Dussault, Kennerly, McBride, Pavlovich, Pistoria, Teague.

Total 9

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: Anderson, Ellison, Keedy, O'Connell, Quilici.

Total 5

Representative Lund moved that SB 300, as amended, be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: Abrams, Azzara, Daily, Ellison, Feda, Iverson, Keedy, O'Connell, Quilici, Yardley.

Total 10

Representative Shelden moved that SB 139, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Roush, Schultz, Shelden, Smith, Spilker, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 76

Noes: Devlin, Ellerd, Feda, Gould, Hannah, Moore, Nordtvedt, Pistoria, Robbins, Ryan, Sales, Seifert, Shontz, Sivertsen, Stobie, Switzer, Thoft.

Total 17

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: Asay, Conroy, O'Connell, Roth.

Total 4

Representative Shontz moved that SB 243, third reading copy, be amended as follows:

1. Title, line 10.

Following: "MCA,"

Insert: "UPON CONSENT OF THE LEGISLATURE AND"

2. Page 1, line 19.

Following: "diversions."

Strike: "The"

Insert: "Upon approval by the legislature, the"

3. Page 1, line 25.

Following: "Dakota."

Insert: "A decision by the board to disapprove diversion of water is not subject to legislative approval."

4. Page 5, line 8.

Following: "(1)"

Strike: "The"

Insert: "Contingent upon approval by the legislature, the"

5. Page 6, line 15.

Following: "approve"

Insert: ", contingent upon legislative approval,"

6. Page 6, line 20.

Following: "approve"

Insert: ", contingent upon legislative approval,"

7. Page 7, line 18.

Following: "20"

Insert: "and upon legislative approval"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: Burnett, Conroy, Daily, Feda, Iverson, Keedy, O'Connell, Shelden.

Total 8

Representative Shontz moved that SB 243, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Conroy, Ellerd, Sales.

Total 3

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: Bennett, Eudaily, O'Connell.

Total 3

That the Committee rise and report. (Keyser, Chairman). Report adopted. (85-8)

### MOTIONS

Representative Bergene moved that her vote on SJR 19, Second Reading, be changed from no to yes. Motion failed.

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Senate Amendments to House Bill No. 197 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Hart, Stobie.

Total 2

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: O'Connell.



## Total 1

Free Conference Committee Report on Senate Bill No. 125 was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fagg, Fedá, Gould, Hanson, Harp, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 70

Noes: Asay, Azzara, Burnett, Conroy, Ellerd, Fabrega, Hannah, Harper, Holliday, Keedy, Kemmis, Kennerly, Manuel, Meyer, Nordtvedt, Oberg, Roth, Ryan, Sales, Schultz, Smith, Underdal, Waldron, Winslow.

Total 24

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: Bennett, Devlin, O'Connell.

Total 3

Senate Joint Resolution No. 20 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Conroy.

Total 1

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: O'Connell, Quilici.

Total 2

Senate Bill No. 96, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth,

Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Burnett, Conroy, Keyser, Pistoria.

Total 4

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: O'Connell.

Total 1

Senate Bill No. 98 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bennett, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedra, Gould, Hannah, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Keyser, Kitselman, Kropp, Lund, Matsko, McLane, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Spilker, Stobie, Switzer, Thoft, Vincent, Wallin, Winslow, Mr. Speaker.

Total 55

Noes: Azzara, Bardanouve, Bengtson, Bergene, Brand, Brown, Conroy, Daily, Dozier, Dussault, Fabrega, Hanson, Harper, Harrington, Hart, Huennekens, Kemmis, Kennerly, Kessler, Lory, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Underdal, Waldron, Williams, Yardley, Zabrocki.

Total 42

Paired: Burnett, Nordtvedt, Ayes; Dozier, Harrington, Noes.

Excused: Vinger.

Total 1

Absent or not voting: O'Connell, Smith.

Total 2

Senate Bill No. 129, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Conroy, Harp, Pistoria, Ryan, Sales, Smith, Stobie, Mr. Speaker.

Total 8

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: Meyer, O'Connell.

Total 2

Senate Bill No. 138 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 87

Noes: Burnett, Gould, Hurwitz, Nordtvedt, Ryan, Sales, Smith, Stobie, Yardley.

Total 9

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: O'Connell.

Total 1

Senate Bill No. 142, as amended, was concurred in by the following vote:

Ayes: Abrams, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Spilker, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Anderson, Asay, Burnett, Conroy, Hannah, Harp, Moore, Seifert, Sivertsen, Smith, Stobie, Switzer, Underdal.

Total 13

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: O'Connell.

Total 1

Senate Bill No. 219, as amended, was concurred in by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Hart, Hemstad, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden,



Shontz, Sivertsen, Spilker, Stobie, Switzer, Thoft, Vincent, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 77

Noes: Abrams, Bardanouve, Conroy, Daily, Dussault, Harp, Holliday, Huennekens, Kemmis, Moore, Mueller, Nordtvedt, Ryan, Smith, Teague, Underdal, Waldron, Wallin, Yardley.

Total 19

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: O'Connell.

Total 1

Senate Bill No. 222, as amended, was not concurred in by the following vote:

Ayes: Anderson, Andreason, Briggs, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedá, Hannah, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Keyser, Kitselman, Kropp, Lund, Matsko, McLane, Moore, Mueller, O'Hara, Phillips, Quilici, Roth, Ryan, Sales, Schultz, Seifert, Smith, Spilker, Stobie, Switzer, Wallin, Winslow, Mr. Speaker.

Total 45

Noes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Dozier, Dussault, Fabrega, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Keedy, Kemmis, Kennerly, Kessler, Lory, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Pistoria, Robbins, Roush, Shelden, Shontz, Sivertsen, Teague, Thoft, Underdal, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 52

Paired: Curtiss, Hannah, Ayes; Dozier, Harrington, Noes.

Excused: Vinger.

Total 1

Absent or not voting: Kanduch, O'Connell.

Total 2

Senate Bill No. 231, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Devlin, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Manning, Manuel, Matsko, McBride, McLane, Menahan, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 73

Noes: Brand, Conroy, Curtiss, Daily, Ellison, Hannah, Harp, Huennekens, Jensen, Keyser, Lund, Mueller, Sales, Seifert, Smith, Teague, Wallin, Winslow.

Total 18

Excused: Dozier, Harrington, Vinger.



Total 3

Absent or not voting: Asay, Hurwitz, Keedy, Lory, Metcalf, O'Connell.

Total 6

Senate Bill No. 240, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: O'Connell.

Total 1

Senate Bill No. 258, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Huennekens.

Total 1

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: O'Connell.

Total 1

Senate Bill No. 270, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser,

Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Asay, Brand, Conroy, Ellerd, Hannah, Harp, Keedy, Lund, Roth, Seifert, Smith, Wallin.

Total 12

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: Azzara, O'Connell.

Total 2

Senate Bill No. 298, as amended, was concurred in by the following vote:

Ayes: Abrams, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Kessler, Keyser, Kitselman, Kropp, Lund, Manuel, Matsko, McLane, Meyer, Moore, Mueller, Nilson, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Wallin, Winslow, Mr. Speaker.

Total 65

Noes: Anderson, Azzara, Bardanouve, Bengtson, Brand, Dussault, Harp, Harper, Hart, Huennekens, Hurwitz, Keedy, Kemmis, Kennerly, Lory, Manning, McBride, Menahan, Metcalf, Neuman, Nordtvedt, Oberg, Pistoria, Roth, Roush, Shelden, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 31

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: O'Connell.

Total 1

Senate Bill No. 305, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Spilker, Stobie, Switzer, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 79

Noes: Asay, Bennett, Brand, Brown, Conroy, Donaldson, Hannah, Harp, Harper, Keyser, Manuel, Moore, Seifert, Sivertsen, Smith, Teague, Thoft.

Total 17

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: O'Connell.

Total 1

Senate Bill No. 325, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Seifert, Shelden, Sivertsen, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Bennett, Burnett, Conroy, Hannah, Lund, Moore, Phillips, Ryan, Schultz, Shontz, Smith, Switzer.

Total 12

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: O'Connell.

Total 1

Senate Bill No. 362, as amended, was concurred in by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bennett, Bergene, Brand, Brown, Conn, Daily, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Hart, Hemstad, Holliday, Huennekens, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Lory, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Quilici, Roush, Sales, Shelden, Spilker, Thoft, Underdal, Vincent, Waldron, Williams, Winslow, Yardley.

Total 52

Noes: Anderson, Andreason, Asay, Bengtson, Bertelsen, Briggs, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ernst, Gould, Harp, Harper, Hurwitz, Jacobsen, Jensen, Keyser, Kitselman, Kropp, Lund, Matsko, McLane, Moore, Mueller, Nordtvedt, Phillips, Pistoria, Robbins, Roth, Ryan, Schultz, Seifert, Shontz, Sivertsen, Smith, Stobie, Switzer, Teague, Wallin, Zabrocki, Mr. Speaker.

Total 44

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: O'Connell.

Total 1

Senate Bill No. 33, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp,



Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Andreason, Hannah, Nordtvedt, Phillips, Ryan, Sales.

Total 6

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: O'Connell.

Total 1

Senate Bill No. 392, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Azzara, Jacobsen, Roth, Seifert, Stobie.

Total 5

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: O'Connell.

Total 1

Senate Bill No. 426, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Robbins, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Briggs, Brown, Daily, Hannah, Pavlovich, Quilici, Roth, Sales, Shelden.

Total 9

Excused: Dozier, Harrington, Vinger.



Total 3

Absent or not voting: O'Connell.

Total 1

Senate Bill No. 449, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 88

Noes: Burnett, Conroy, Ellison, Roth, Schultz, Winslow, Mr. Speaker.

Total 7

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: O'Connell, Phillips.

Total 2

Senate Bill No. 468 was concurred in by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Anderson, Conroy, Fedra, Harp, Keyser, Kropp, Seifert.

Total 7

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: O'Connell.

Total 1

Senate Joint Resolution No. 19, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy,

Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Vincent, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 85

Noes: Conroy, Harper, Huennekens, Nilson, Pistoria, Robbins, Roush, Teague, Underdal, Waldron, Zabrocki.

Total 11

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: O'Connell.

Total 1

House Bill No. 428 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Schultz, Seifert, Shelden, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Brand, Jacobsen, Lund, Nilson, Roush, Sales, Shontz, Smith, Stobie, Waldron.

Total 10

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: O'Connell.

Total 1

House Bill No. 853 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 92

Noes: Burnett, Hannah, Yardley.

Total 3

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: Ellison, O'Connell.

Total 2

Senate Bill No. 141, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Curtiss, Daily, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Briggs, Burnett, Cozzens, Devlin, Ellerd, Hannah, O'Hara, Roth, Sales, Thoft.

Total 10

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: O'Connell.

Total 1

Senate Bill No. 253, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Andreason, Burnett, Conroy, Curtiss, McLane, Roth.

Total 6

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: O'Connell, Shontz, Williams.

Total 3

Senate Bill No. 272, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Conn, Daily, Donaldson, Dussault, Ellerd, Eudaily, Fabrega, Fagg, Feda, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Pistoria, Quilici, Robbins, Sales,



Shelden, Shontz, Spilker, Switzer, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 65

Noes: Andreason, Brown, Burnett, Conroy, Cozzens, Curtiss, Devlin, Ernst, Gould, Hannah, Hurwitz, Keyser, Lund, McLane, O'Hara, Phillips, Roth, Roush, Ryan, Schultz, Seifert, Sivertsen, Smith, Stobie, Teague, Thoft, Underdal, Wallin, Winslow.

Total 29

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: Ellison, Kropp, O'Connell.

Total 3

Senate Bill No. 287, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: O'Connell.

Total 1

Senate Bill No. 292, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Brand, Sales, Smith, Stobie, Thoft.

Total 5

Excused: Dozier, Harrington, Vinger.

Total 3



Absent or not voting: O'Connell.

Total 1

Senate Bill No. 376, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hannah, Hanson, Harrington, Hemstad, Holliday, Huennekens, Iverson, Kanduch, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McLane, Menahan, Meyer, Mueller, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Spilker, Stobie, Switzer, Thoft, Underdal, Wallin, Winslow, Mr. Speaker.

Total 61

Noes: Andreason, Azzara, Bardanouve, Bengtson, Brand, Dussault, Gould, Harp, Harper, Hart, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Lund, McBride, Metcalf, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Robbins, Shelden, Shontz, Smith, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 35

Paired: Harrington, Aye; Nordtvedt, No.

Excused: Dozier, Vinger.

Total 2

Absent or not voting: Hurwitz, O'Connell.

Total 2

Senate Bill No. 381, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conroy, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Andreason, Brand, Brown, Conn, Cozzens, Dussault, Harper, Hart, Hurwitz, Kennerly, Metcalf, Neuman, Pistoria, Quilici, Waldron, Winslow.

Total 16

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: O'Connell.

Total 1

Senate Bill No. 458, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson,

Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Asay, Bennett, Burnett, Conroy, Devlin, Ellerd, Hannah, Harp, Sales, Smith, Stobie, Switzer, Underdal.

Total 13

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: O'Connell.

Total 1

Senate Bill No. 475, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Bennett, Burnett, Conroy.

Total 3

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: O'Connell.

Total 1

Senate Bill No. 479, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Asay, Conroy.

Total 2

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: O'Connell.

Total 1

Senate Bill No. 288, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Moore.

Total 1

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: Conn, Ellison, Fagg, Hurwitz, O'Connell.

Total 5

Senate Bill No. 480, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Brand, Conroy, Hannah, McBride, Moore, Nordtvedt, O'Hara, Roth, Sales, Shelden, Smith.

Total 11

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: O'Connell.

Total 1

House Joint Resolution No. 58 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Quilici, Robbins, Roth, Roush,

Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Brand, Brown, Dussault, Huennekens, Kennerly, McBride, Pavlovich, Pistoria.

Total 8

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: Briggs, O'Connell.

Total 2

Senate Bill No. 300, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Bardanouve, Smith, Stobie.

Total 3

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: O'Connell.

Total 1

Senate Bill No. 139, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ernst, Eudaily, Fabrega, Fagg, Hanson, Harper, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Roush, Schultz, Shelden, Spilker, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 75

Noes: Conroy, Ellerd, Ellison, Feda, Gould, Hannah, Harp, Hemstad, Hurwitz, Moore, Pistoria, Robbins, Roth, Ryan, Sales, Seifert, Shontz, Sivertsen, Smith, Stobie, Thoft.

Total 21

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: O'Connell.



Total 1

Senate Bill No. 243, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Sales.

Total 1

Excused: Dozier, Harrington, Vinger.

Total 3

Absent or not voting: O'Connell.

Total 1

Representative Fagg moved that the House adjourn until 11:00 a.m., April 1, 1981.

Motion carried.

House adjourned at 10:17 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## SEVENTY-SECOND LEGISLATIVE DAY

Helena, Montana  
April 1, 1981

House Chambers  
Capitol Building

House convened at 11:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except O'Connell, Vinger, excused. Quorum present.

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 4/1/81  
Correctly printed - HB 460, HB 619, HB 838, HB 855.  
Correctly enrolled - HB 197, HB 333, HB 555, HB 738, HB 788, HJR 18, HJR 36.  
Examined by the sponsor (Donaldson) and found to be correct - HB 197.  
Examined by the sponsor (Marks) and found to be correct - HB 333.  
Examined by the sponsor (Manning) and found to be correct - HB 555.  
Examined by the sponsor (Ryan) and found to be correct - HB 738.  
Examined by the sponsor (Seifert) and found to be correct - HJR 18.  
Examined by the sponsor (Ellerd) and found to be correct - HJR 36.  
Signed by the Speaker at 3:00 p.m., 4/1/81 - HB 197.  
Delivered to the Governor for his approval at 10:45 a.m., 4/1/81 - HB 69, HB 408, HB 425, HB 552, HB 569, HB 678.  
Delivered to the Governor for his approval at 2:15 p.m., 4/1/81 - HB 66, HB 167, HB 220, HB 238, HB 239, HB 246, HB 305, HB 343, HB 357, HB 377, HB 378, HB 380, HB 437, HB 504, HB 517, HB 618, HB 629, HB 824.  
Delivered to the Governor for his approval at 4:20 p.m., 4/1/81 - HB 197.

APPROPRIATIONS (Lund, Chairman): 3/30/81  
HB 366, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Mr. Speaker.  
Total 79

Noes: Bennett, Brown, Dozier, Harrington, Huennekens, McBride, Menahan, Neuman, Oberg, Pistoria, Teague, Yardley, Zabrocki.  
Total 13

Excused: O'Connell, Vinger.  
Total 2

Absent or not voting: Conroy, Ernst, Fagg, Lund, Shontz, Thoft.  
Total 6

HB 623, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bennett, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fedra, Gould, Hannah, Hanson, Harp, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Keyser, Kitselman, Kropp, Lory, Matsko, Moore, Mueller, Nordtvedt, O'Hara, Pavlovich, Phillips, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Wallin, Winslow, Yardley, Mr. Speaker.

Total 58

Noes: Azzara, Bengtson, Bergene, Brand, Brown, Dozier, Dussault, Fabrega, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, Pistoria, Quilici, Roush, Sheldon, Teague, Vincent, Waldron, Williams, Zabrocki.

Total 36

Excused: O'Connell, Vinger.

Total 2

Absent or not voting: Fagg, Lund, Shontz, Thoft.

Total 4

3/31/81

HB 858, do not pass. Representative Lund moved the adoption of the Adverse Committee Report. Representative Azzara made a substitute motion that consideration on the Adverse Committee Report be passed until the 73rd legislative day. Motion failed. Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Asay, Bengtson, Bergene, Briggs, Burnett, Cozzens, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedra, Gould, Hannah, Hurwitz, Iverson, Jensen, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, Moore, Mueller, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Waldron, Wallin, Williams, Winslow, Mr. Speaker.

Total 53

Noes: Abrams, Anderson, Andreason, Azzara, Bennett, Bertelsen, Brand, Brown, Conn, Curtiss, Donaldson, Dussault, Fabrega, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manning, McBride, McLane, Metcalf, Meyer, Neuman, Nilson, Pavlovich, Sheldon, Teague, Vincent, Yardley, Zabrocki.

Total 40

Excused: O'Connell, Vinger.

Total 2

Absent or not voting: Bardanouve, Conroy, Daily, Menahan, Shontz.

Total 5

HJR 38, do not pass.

3/30/81

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Brown, Manning, Neuman, Teague, Wallin.

Total 5

Excused: O'Connell, Vinger.

Total 2

Absent or not voting: Burnett, Ernst, Lund, Thoft.

Total 4

3/31/81

SB 113, be not concurred in. Representative Lund moved the adoption of the Adverse Committee Report. Representative Donaldson made a substitute motion that SB 113 be placed on Second Reading. After some debate, Representative Kropp moved the previous question. Motion carried. (51-47)

TAXATION (Nordtvedt, Chairman):

3/31/81

SB 457, as amended, be not concurred in. Representative Nordtvedt moved that SB 457 be referred back to the Committee on Taxation for amendment. Motion failed. (44-54) Representative Nordtvedt moved the adoption of the Adverse Committee Report. After very little debate, Representative Smith moved the previous question. Motion carried. (59-36) Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Conn, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Feda, Hanson, Harp, Hart, Holliday, Jacobsen, Jensen, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, Phillips, Robbins, Roush, Ryan, Schultz, Shontz, Smith, \*Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 51

Noes: Andreason, Asay, Azzara, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Fagg, Gould, Hannah, Harper, Harrington, Hemstad, Huennekens, Hurwitz, Iverson, Kanduch, Kemmis, Matsko, Menahan, Nordtvedt, O'Hara, Pavlovich, Pistoria, Quilici, Roth, Sales, Seifert, Shelden, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Wallin, Winslow, Mr. Speaker.

Total 46

Excused: O'Connell, Vinger.

Total 2

Absent or not voting: Manning.

Total 1



\*Representative Vincent moved that his vote be changed from no to yes. Motion carried unanimously. See Motions.

Representative Fagg moved that the House stand in recess until 2:00 p.m. Motion carried.

House recessed at 12:35 p.m.

House reconvened at 2:05 p.m.

Representative Stobie excused at this time.

### MESSAGES FROM THE GOVERNOR

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

March 31, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 15, 16, 35, 98, 99, 106, 112, 147, 257, 284, 285, 409, 457, 462, 473, 492, 528, 540, 584, 625, 661, 681, 711, 748, 749.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

March 31, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby veto Senate Bill No. 80, "AN ACT SPECIFICALLY EXEMPTING PEAT MINING FROM THE HARD ROCK MINING ACT; AMENDING SECTION 82-4-303, MCA," for the following reasons.

Article IX of the Constitution of the State of Montana, pertaining to "Environment and Natural Resources", states in pertinent part as follows:

"Section 2. Reclamation. (1) All lands disturbed by the taking of natural resources shall be reclaimed. The legislature shall provide effective requirements for the reclamation of lands disturbed."

Senate Bill 80 exempts "peat" from the reclamation requirements of the Hard Rock Mining Act by excluding "peat" from the definitions of "mineral" in Section 1, Subsection 6, and from "surface mining" in Section 1, Subsection 11, of the bill. What is most significant is that the Legislature

has not provided effective requirements and standards in any other laws for the reclamation of lands disturbed by the taking of peat.

Existing law does not require extensive, overly burdensome or expensive reclamation requirements for peat. Nevertheless, the Constitution does require that all lands disturbed by the taking of peat or other natural resources be reclaimed, and that the Legislature establish effective requirements and standards, however basic.

Moreover, the other natural resources exempt from the definitions of "mineral" and "surface mining", are all subject to other state reclamation laws. Clearly, an exemption for "peat" is in direct contradiction of Article IX, Section 2 of the Constitution of the State of Montana, and I hereby veto Senate Bill No. 80.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

March 31, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return Senate Bill No. 267, "AN ACT TO GENERALLY REVISE THE LAWS RELATING TO ADOPTION AND TO AMEND THE LAWS RELATING TO RELINQUISHMENT AND PLACEMENT OF CHILDREN FOR ADOPTION BY THEIR PARENTS WITHOUT AGENCY INVOLVEMENT; AMENDING SECTIONS 40-6-125, 40-8-101, 40-8-103, 40-8-104, 40-8-111, 40-8-113, 40-8-121 THROUGH 40-8-123, MCA; AND REPEALING SECTION 40-6-124, MCA," without my signature and recommend the attached amendment for the following reason.

The amendment I have proposed is strictly for the purpose of correcting an incorrect cross-citation.

I urge your concurrence in this amendment.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENT  
TO SENATE BILL NO. 267

1. Page 8, line 3.  
Following: "in"  
Strike: "45-2-202"  
Insert: "45-5-201"

The Honorable Jean A. Turnage

March 31, 1981

President of the Senate  
State Capitol  
Helena, Montana 59620

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill No. 286, "AN ACT TO PROVIDE A STATE-CHARTERED BUILDING AND LOAN ASSOCIATION THE SAME RIGHTS AS A FEDERALLY-CHARTERED SAVINGS AND LOAN ASSOCIATION; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE," without my signature and recommend the attached amendments for the following reasons.

House Bill No. 286 provides that with the approval of the Department of Business Regulation, a state-chartered building and loan association may engage in an activity in which a federally-chartered savings and loan engages. A condition of that approval is that the state-chartered institution obtain and maintain insurance of accounts acceptable to the department. The condition of department approval of an institution's insurance of account differs from the standard requirement that insurance be maintained with the Federal Savings and Loan Insurance Corporation.

Problems have arisen throughout the United States with foreign insurance companies doing business in the United States failing to provide adequate service to depositors in financial institutions. Those companies are not often susceptible to an adequate examination by state agencies such as the Department of Business Regulation. Use of these foreign insurance companies may jeopardize the deposits of Montana citizens. Moreover, insurance with the Federal Savings and Loan Insurance Corporation has proven to be a safe and stable means of securing protection of Montana depositors.

The attached amendments require that in order to seek the special orders authorized under House Bill No. 286, a state-chartered building and loan association must obtain and maintain insurance of accounts through the Federal Savings and Loan Insurance Corporation pursuant to 12 U.S.C. Sections 1726, et seq.

I urge your concurrence in these amendments.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENTS  
TO HOUSE BILL NO. 286

1. Page 2, line 6.

Following: "ET SEQ"

Strike: "ACCEPTABLE TO THE DEPARTMENT"

Insert: "by the Federal Savings and Loan Insurance Corporation pursuant to 12 U.S.C. sections 1726, et seq."

2. Statement of Intent, lines 14 and 15.

Following: "MAINTAIN"

Strike: "INSURANCE OF ACCOUNTS ACCEPTABLE TO THE  
DEPARTMENT OF BUSINESS REGULATION"

Insert: "federal savings and loan insurance"

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

March 31, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and laws of the State of Montana, I hereby return House Bill No. 547, "AN ACT TO ALLOW SIGNS OR DISPLAYS THAT ADVERTISE CULTURAL EXHIBITS OF NONPROFIT HISTORICAL OR ARTS ORGANIZATIONS TO BE ERECTED IN PROXIMITY TO HIGHWAYS; AMENDING SECTION 75-15-111, MCA," without my signature and recommend the attached amendment for the following reasons.

House Bill No. 547 as adopted allows the erection of signs or displays advertising cultural exhibits of nonprofit historical or arts organizations along highways without the imposition of any standards on size, location, or content. I know the bill was prompted by a desire to save the Range Rider Museum sign near Broadus, Montana. I support the concept of permitting advertising of Montana's cultural exhibits and have directed the Department of Highways to develop alternative locations for the Range Rider Sign. However, the existence of one illegal sign is not the issue here. The problem, if this bill is enacted without amendment, is that Montana's law will be less restrictive than federal law and for that reason Montana will fail to comply with federal requirements.

Under the federal outdoor advertising act, states which have less restrictive standards than those provided by federal law or regulations are subject to a 10 percent reduction in federal funds apportioned to the state.

The pertinent part of the federal statute is:

(b) Federal-aid highway funds apportioned . . . to any State which the Secretary determines has not made provision for effective control of the erection and maintenance along the Interstate System and the primary system of outdoor advertising signs, displays, and devices . . . *shall be reduced by amounts equal to 10 per centum* of the amounts which would otherwise be apportioned to such State under section 104 of this title, until such time as such State shall provide for such effective control. 23 U.S.C. Sec. 131

In fiscal year 1981, Montana was apportioned \$82,851,161 in federal highway funds. Over \$8 million would be jeopardized by the enactment of this bill.

I share your frustration with federal interference and regulation of state concerns. I am, however, very concerned with the loss of highway funding. As I mentioned in my transportation message on March 3, Montana's highways are in deplorable condition. The highway system is losing the



race against inflation. As executive officer of this State, I cannot justify gambling \$8 million of Montana's share of federal funds.

It is clear that I would risk those funds if I did not act. Today, I received a telegram from President Reagan's newly appointed Federal Highway Administrator, Ray Barnhart. He informed me that if this bill is signed into law unamended he would have no choice but to withhold part of the federal aid funds to Montana, as has already been done in at least five states.

In 1977, South Dakota permanently lost \$4.3 million for failure to comply with the federal government after taking the issue to the U.S. Supreme Court. In the four other states - Vermont, New York, Alabama and Oklahoma - federal funds were withheld and only restored *after* the states brought their laws into compliance with the federal law.

The Legislature may be willing to risk a costly legal battle or the loss of these necessary funds to satisfy their frustration over federal laws, but I do not think this would be in the best interests of the people of Montana. The battle over federal domination of state decisions needs to be fought, but can only be successful if we choose those cases where the issues are of key importance to Montana and where our legal position is sound. This is clearly not the case with HB 547.

The amendment I propose will permit cultural signs in locations where they are not now permitted. The federal standards for such signs are in some ways less restrictive than present Montana law. The adoption of the amendment will result in compliance with federal requirements to assure full funding of Montana's highway projects and also allow the advertising of cultural exhibits in many new locations.

I urge your concurrence in this amendment.

Sincerely,

TED SCHWINDEN  
Governor

#### GOVERNOR'S PROPOSED AMENDMENT TO HOUSE BILL NO. 547

1. Page 2, line 16.

Following: "organizations"

Insert: "if the signs or displays conform with the standards provided in Title 23, Code of Federal Regulations, section 750, subpart B"

#### MESSAGES FROM THE OTHER HOUSE

The Senate, on 3/31/81, requested the return of the following House Bill for further consideration:

House Bill No. 575, introduced by Kitselman

House Bill not concurred in as amended and returned to the House:

3/31/81

House Bill No. 192, introduced by Moore

House Bill No. 309, introduced by Hurwitz, Roth, requiring adoption by an affirmative roll call vote of two-thirds of all the members of the Legislature, was concurred in by the Senate as amended and is returned to the House for concurrence in Senate Amendments with the following vote:

3/31/81

SENATE

YEAS - 45

NAYS - 5

House Bills and House Joint Resolution concurred in and returned to the House: 3/31/81

House Bill No. 12, introduced by Gould

House Bill No. 25, introduced by Conroy

House Bill No. 179, introduced by Donaldson

House Bill No. 316, introduced by Gould

House Bill No. 442, introduced by Quilici, Menahan, Spilker

House Bill No. 445, introduced by Roth, Hammond, Keyser, et al.

House Bill No. 760, introduced by Waldron, Hager, Van Valkenburg, et al.

House Bill No. 770, introduced by Lory, Eudaily

House Bill No. 781, introduced by Harper, Donaldson, Fabrega, et al.

House Bill No. 797, introduced by Bennett, Menahan, et al.

House Joint Resolution No. 21, introduced by Seifert, Harp, Kanduch, et al.

House Bills and House Joint Resolutions concurred in as amended and returned to the House for concurrence in Senate Amendments: 3/31/81

House Bill No. 17, introduced by Nordtvedt

House Bill No. 33, introduced by Azzara, Dover, Fabrega, et al.

House Bill No. 48, introduced by Eudaily, Schultz, Lory

House Bill No. 58, introduced by Kessler

House Bill No. 71, introduced by Keedy, Menahan, Huennekens, et al.

House Bill No. 97, introduced by Feda

House Bill No. 127, introduced by Feda, Sales

House Bill No. 152, introduced by Donaldson

House Bill No. 200, introduced by Ellison

House Bill No. 202, introduced by Sivertsen

House Bill No. 212, introduced by Keedy

House Bill No. 330, introduced by Kanduch, D. Brown, Conroy, et al.

House Bill No. 372, introduced by Sales

House Bill No. 448, introduced by Nordtvedt, Vincent, Wallin

House Bill No. 479, introduced by Donaldson, S. Brown

House Bill No. 507, introduced by Azzara, Bergene, Kemmis, Eudaily

House Bill No. 557, introduced by D. Brown, Quilici, Daily, et al.

House Bill No. 558, introduced by D. Brown, Keyser

- House Bill No. 575, introduced by Kitselman
- House Bill No. 594, introduced by Kemmis, Norman
- House Bill No. 624, introduced by Williams, Oberg, Huennekens, et al.
- House Bill No. 646, introduced by Dussault
- House Bill No. 652, introduced by Conroy, Marks, Curtiss, et al.
- House Bill No. 683, introduced by Fabrega, B. Brown, Bergene, et al.
- House Bill No. 701, introduced by Winslow, Bengtson, Hager
- House Bill No. 703, introduced by Dussault, Mazurek
- House Bill No. 713, introduced by Fabrega, Goodover
- House Bill No. 724, introduced by Neuman, Lee, Fabrega, et al.
- House Bill No. 731, introduced by Daily
- House Bill No. 765, introduced by Donaldson, Kropp, Shontz, et al.
- House Bill No. 790, introduced by Daily, Quilici, Pavlovich, et al.
- House Bill No. 794, introduced by Ellerd, et al.
- House Bill No. 806, introduced by Manuel, Smith, Stobie, et al.
- House Bill No. 815, introduced by Kemmis
- House Joint Resolution No. 23, introduced by Donaldson, Hager
- House Joint Resolution No. 42, introduced by D. Brown, Iverson
- House Bill and House Joint Resolution indefinitely postponed and returned to the House: 3/31/81
- House Bill No. 176, introduced by Yardley
- House Joint Resolution No. 28, introduced by Sales, Fabrega
- House Bill No. 429, introduced by Vincent, Fabrega, Bardanouve, requiring adoption by an affirmative roll call vote of two-thirds of all the members of the Legislature, was concurred in by the Senate as amended and is returned to the House for concurrence in Senate Amendments with the following vote: 3/31/81

#### SENATE

YEAS - 28  
NAYS - 22

#### **SPECIAL ORDERS OF THE DAY**

The Starlighters, a select chorus from Helena High School, entertained the assembly with a number of songs under the direction of Ray Champlain.

#### **MOTIONS**

Representative Harrington moved that the rules be temporarily suspended for the drafting and introduction of a House joint resolution dealing with the study of plant closure. Motion carried unanimously.

Representative Vincent moved that his vote on SB 457, Adverse Committee Report, be changed from no to yes. Motion failed.

Representative Fagg moved that HB 718 be placed at the top of the Second Reading board. Motion carried.

Representative Fagg moved that HB 542 be placed immediately below HB 718 on the Second Reading board. Motion carried.

Representative Fagg moved that the rules be suspended to allow HB 718, if it passes Second Reading this day, to be placed on Third Reading immediately. Motion carried.

Representative Nordtvedt moved that consideration on HB 499 be passed until the 75th legislative day. Motion carried.

Representative Vincent arose on a point of personal privilege. In the past, the House has allowed its members to correct a voting error on a final vote on any measure. He felt he had never abused that privilege.

Representative Lund moved that the House reconsider its action in failing to let Representative Vincent change his vote on SB 457. Motion carried. Representative Vincent again moved that his vote be changed from no to yes on SB 457, Adverse Committee Report. Motion carried unanimously.

Representative Moore moved that HB 460 and HB 619 be taken from Second Reading and rereferred to the Committee on Appropriations. Motion carried.

Representative Vincent moved that HB 73 be taken from the Committee on Taxation and placed on Second Reading on the 73rd legislative day. After a short debate, Representative Smith moved the previous question. Representative Menahan moved for a Call of the House. The Chair ruled the Call of the House out of order. Representative Kemmis appealed the ruling of the Chair. The ruling of the Chair was upheld. (54-43) Representative Fagg moved for a 20-minute recess for the Rules Committee to decide on the issue. Representative Smith offered to withdraw his motion.

House stood in recess at 3:30 p.m.

House reconvened at 3:45 p.m.

The Speaker announced that the Rules Committee had adopted the following report:

1. A Call of the House is in order when the previous question has been called but has not yet been voted on.
2. After a call for the previous question has been voted on, a Call of the House is not in order.

Representative Menahan withdrew his motion for a Call of the House. Representative Smith withdrew his call for the previous question. Representative Fagg moved for adoption of the Rules Committee report. Motion carried.

Representative Kemmis then continued the debate on Representative Vincent's motion to place HB 73 on Second Reading.

Representative Hannah excused at this time.

Representative Nordtvedt made a substitute motion that HB 73 not be taken from the Committee on Taxation and placed on Second Reading. Motion carried by the following vote:



Ayes: Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jacobsen, Jensen, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 59

Noes: Abrams, Azzara, Bengtson, Brand, Brown, Conroy, Daily, Dozier, Dussault, Harper, Harrington, Hart, Holliday, Huennekens, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 40

Paired: Burnett, Hannah, Stobie, Vinger, Ayes; Kemmis, Menahan, Metcalf, O'Connell, Noes.

Excused: None.

Total 0

Absent or not voting: Bardanouve.

Total 1

Representative Winslow moved that the House reconsider its action in adopting the Adverse Committee Report on SB 457 this day. Representative Fabrega made a substitute motion to lay the motion to reconsider on the table. Motion carried. (60-37)

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Iverson in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Nordtvedt moved that HB 718, second reading copy, be amended as follows:

1. Page 16, line 10.

Following: "THE"

Strike: "DIFFERENCE BETWEEN"

Insert: "excess, if any, of"

2. Page 16, line 11.

Following: "THE"

Strike: "ACTUAL"

Insert: "total"

Following: "OF"

Insert: "the taxing jurisdiction including"

Following: "PROPERTY"

Strike: "AND"

Insert: "over"

3. Page 16, line 12.

Following: “(I)”

Insert: “, but in no case by an amount greater than the taxable value of the person’s property”

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Sales, Schultz, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Yardley, Zabrocki.  
Total 79

Noes: Dozier.

Total 1

Excused: Hannah, O’Connell, Stobie, Vinger.

Total 4

Absent or not voting: Bertelsen, Daily, Donaldson, Harrington, Kropp, Lund, Metcalf, Moore, O’Hara, Pistoria, Ryan, Seifert, Shelden, Sivertsen, Waldron, Winslow.

Total 16

Representative Gould excused at this time.

And HB 718, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McLane, Menahan, Meyer, Moore, Mueller, Nilson, Nordtvedt, O’Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Wallin, Williams, Winslow, Yardley.  
Total 78

Noes: Dozier, Dussault, Fagg, Harper, Huennekens, Keedy, Kemmis, Kennerly, Manning, McBride, Metcalf, Neuman, Oberg, Roush, Vincent, Waldron, Zabrocki.

Total 17

Paired: Gould, Aye; Neuman, No.

Excused: Hannah, O’Connell, Stobie, Vinger.

Total 4

Absent or not voting: Bardanouve.

Total 1

That HB 542 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss,

Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Gould, Hannah, O'Connell, Stobie, Vinger.

Total 5

Absent or not voting: Bardanouve, Bennett, Matsko, Sales.

Total 4

That HJR 20 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Dozier, Dussault, Ellison, Ernst, Fabrega, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kropp, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 70

Noes: Asay, Bardanouve, Bertelsen, Burnett, Conroy, Ellerd, Fedá, Hanson, Keyser, Lory, Moore, Sivertsen.

Total 12

Excused: Gould, Hannah, O'Connell, Stobie, Vinger.

Total 5

Absent or not voting: Daily, Devlin, Donaldson, Eudaily, Fagg, Harp, Hurwitz, Kitselman, Lund, Marks, Quilici, Seifert, Smith.

Total 13

Representative Hannah present at this time.

Representative Moore moved that HJR 26, second reading copy, be amended as follows:

1. Page 3, line 15.

Following: "THAT"

Strike: "AN APPROPRIATE INTERIM"

Insert: "the legislative finance"

Amendment passed by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Briggs, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellison, Ernst, Fabrega, Fagg, Fedá, Hannah, Harp, Hart, Hemstad, Holliday, Hurwitz, Iverson, Kanduch, Kessler, Kropp, Lund, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Seifert, Shontz, Sivertsen,

Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Wallin, Williams, Zabrocki.

Total 58

Noes: Anderson, Andreason, Bengtson, Bennett, Brand, Brown, Daily, Dozier, Ellerd, Eudaily, Hanson, Harper, Harrington, Huennekens, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Keyser, Lory, Manning, Menahan, Nilson, Oberg, Pavlovich, Robbins, Sales, Schultz, Shelden, Teague, Waldron, Winslow, Yardley.

Total 34

Excused: Gould, O'Connell, Stobie, Vinger.

Total 4

Absent or not voting: Burnett, Conroy, Kitselman, Marks.

Total 4

Representatives Andreason and Feda excused at this time.

And HJR 26, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Fabrega, Fagg, Hannah, Hanson, Harp, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: Asay, Brand, Daily, Ellerd, Eudaily, Harper, Harrington, Huennekens, Lory, Manning, Menahan, Nilson, Oberg, Sales, Smith.

Total 15

Excused: Andreason, Feda, Gould, O'Connell, Stobie, Vinger.

Total 6

Absent or not voting: Bennett, Burnett.

Total 2

Representative Fagg moved that consideration on HJR 34, HJR 55, HJR 56, SJR 2, SJR 8, SJR 13, SJR 14, and SJR 25 be passed for the day. Motion carried.

Representative Sivertsen moved that consideration on HJR 52 be passed for the day. Motion carried.

Representative Brand excused at this time.

That HB 42 do pass by the following vote:

Ayes: Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.



Total 80

Noes: Dozier, Huennekens, Manning, Mueller, Oberg, Yardley.

Total 6

Excused: Andreason, Brand, Feda, Gould, O'Connell, Stobie, Vinger.

Total 7

Absent or not voting: Abrams, Bardanouve, Jacobsen, Lund, Shelden, Smith, Underdal.

Total 7

Representative Marks moved that consideration on HB 217 be passed for the day. Motion carried.

That HB 258 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Dozier, Ellerd, Hurwitz, Nordtvedt, Sales.

Total 5

Excused: Andreason, Brand, Feda, Gould, O'Connell, Stobie, Vinger.

Total 7

Absent or not voting: Teague.

Total 1

Representative Harp excused at this time.

That HB 307 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, Pavlovich, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shontz, Sivertsen, Spilker, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 72

Noes: Conroy, Ellerd, Hannah, Moore, Nordtvedt, Phillips, Pistoria, Ryan, Sales, Thoft.

Total 10

Excused: Andreason, Brand, Feda, Gould, Harp, O'Connell, Stobie, Vinger.

Total 8

Absent or not voting: Bennett, Briggs, Hurwitz, Kropp, Lund, Matsko, O'Hara, Shelden, Smith, Switzer.  
Total 10

That the Committee rise and report. (Iverson, Chairman). Report adopted. (76-1)

### THIRD READING OF BILLS

The following bill having been read three several times, title and history agreed to, was disposed of in the following manner:

House Bill No. 718 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hannah, Hanson, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manuel, Matsko, McLane, Menahan, Meyer, Moore, Mueller, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 72

Noes: Dozier, Dussault, Fagg, Harper, Huennekens, Keedy, Kemmis, Manning, McBride, Metcalf, Neuman, Oberg, Teague, Vincent, Waldron.  
Total 15

Excused: Andreason, Brand, Feda, Gould, Harp, O'Connell, Stobie, Vinger.  
Total 8

Absent or not voting: Harrington, Hurwitz, Kropp, Robbins, Shelden.  
Total 5

### MOTIONS

Representative Fagg moved that consideration on HJR 34, HJR 55, HJR 56, SJR 2, SJR 8, SJR 13, SJR 14, and SJR 25 be passed until the 75th legislative day. Motion carried.

Representative Lund moved that Senator Hammond be added as a sponsor to HB 864. Motion carried.

Representative Sivertsen moved that consideration on HJR 52 be passed until the 74th legislative day. Motion carried.

Representative Fagg moved that the House adjourn until 10:00 a.m., April 2, 1981.

Motion carried.

House adjourned at 6:55 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk



## SEVENTY-THIRD LEGISLATIVE DAY

Helena, Montana  
April 2, 1981

House Chambers  
Capitol Building

House convened at 10:10 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Andreason, Dussault, Harper, Stobie, Switzer, Vinger, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Seventieth Legislative Day, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 4/2/81  
Correctly printed - HB 290, HB 568, HB 580, HB 709, HB 859, HJR 59.  
Correctly engrossed - HB 42, HB 258, HB 542.  
Considered correctly engrossed - HB 307, HJR 20.  
Signed by the Speaker at 7:20 a.m., 4/2/81 - HB 333, HB 555, HB 738, HJR 18, HJR 36.

APPROPRIATIONS (Lund, Chairman): 4/1/81  
HB 19, introduced bill, be amended as follows:  
1. Page 1, line 10.  
Strike: "\$350,000"  
Insert: "\$100,000"  
2. Title, line 4.  
Strike: "\$350,000"  
Insert: "\$100,000"

And, as amended, do pass. Report adopted.

HB 469, introduced bill, be amended as follows:

1. Page 1, line 11.  
Following: "appropriated"  
Strike: "\$30,000 from the"
2. Page 1, line 12.  
Strike: "general fund and \$60,000"  
Insert: "\$50,000"

And, as amended, do pass. Report adopted.

HB 620, introduced bill, be amended as follows:

1. Page 3, line 13.  
Strike: "\$14,000"  
Insert: "\$7,000"
2. Page 3, line 14.  
Strike: "\$28,000"  
Insert: "\$14,000"

And, as amended, do pass. Report adopted.

HB 767, do pass. Report adopted. 3/31/81



HB 810, do pass. Report adopted.

3/30/81

HB 827, introduced bill, be amended as follows:

4/2/81

1. Page 1, line 14.

Following: "\$45,000"

Insert: "These funds shall not be used in the planning of public television or public radio. Advice from private vendors is to be utilized in the planning effort to the maximum extent possible, but such advice is not to be construed as binding upon either the department or the state."

2. Page 1, lines 16 through 19.

Following: "received." on line 16

Strike: remainder of lines 16 through 19

Insert: "Contingent upon receiving a dollar for dollar matching ratio from executive branch agencies, local government or any other source, the following additional money is appropriated from the general fund to the department of administration for the purposes of telecommunications planning and/or equipment purchases as follows:"

3. Page 1.

Strike: lines 21 through 23 in their entirety

4. Page 1, line 25 through line 2 on page 2.

Strike: line 25 on page 1 through line 2 on page 2

And, as amended, do pass. Report adopted.

HB 846, introduced bill, be amended as follows:

4/1/81

1. Page 2, lines 22 and 23.

Following: "in the"

Strike: "resource indemnity trust account, created by 15-38-201,"

Insert: "renewable resource development bond account, provided for in 15-35-108(2)(g),"

2. Page 1, line 14.

Following: "Dam"

Insert: ", because of an undersized spillway,"

3. Page 2, line 5.

Following: "use,"

Insert: "provide for the preservation of the recreational and fishery values,"

4. Page 3, line 15.

Following: "with"

Strike: "the Northern Cheyenne Tribe and"

5. Page 3, line 24.

Following: "sections"

Strike: "25"

Insert: "24"

Following: "through"

Strike: "44"

Insert: "42"

6. Page 4, line 4.

Following: "upon"

Insert: "legislative"

Following: "approval"

Strike: "by the board of natural resources and conservation"

7. Page 4, line 6.

Following: "plan"

Insert: "approved by the board of natural resources and conservation"

8. Page 4, line 9.

Following: "conservation"

Insert: "and legislature"

And, as amended, do pass. Report adopted.

HB 863, do pass. Report adopted.

HB 864, do pass. Report adopted.

HB 865, introduced bill, be amended as follows:

4/2/81

1. Page 2, line 7.

Strike: "60,000"

Insert: "45,000"

2. Page 2, line 12.

Strike: "\$274,705"

Insert: "\$259,705"

And, as amended, do pass. Report adopted.

SB 257, third reading copy, second printing, be amended as follows:

3/31/81

1. Page 1, line 24.

Following: "exceeding ~~\$21~~ \$27"

Strike: "~~\$24~~"

Insert: "\$21"

2. Page 1, line 25.

Following: "plus \$2"

Strike: "\$3"

Insert: "\$2"

3. Page 2, line 1.

Following: "morning meal, ~~\$3.50~~"

Strike: "~~\$4.50~~"

Insert: "\$3.50"

4. Page 2, line 1.

Following: "midday meal, and ~~\$6.50~~"

Strike: "\$8"

Insert: "\$6.50"

5. Page 3, lines 1 and 2.

Following: "amount of \$7" on line 1

Strike: "\$10" on line 2

Insert: "\$7"

And, as amended, be concurred in. Report adopted.

EDUCATION AND CULTURAL RESOURCES (Eudaily, Chairman):

4/1/81

HJR 49, do pass. Report adopted.

JUDICIARY (Keyser, Chairman):

4/2/81

HJR 64, introduced bill, be amended as follows:

1. Page 1, line 17.

Following: "about"

Insert: "the appropriate balance between necessary public uses and"

2. Page 1, line 24.

Following: "with"

Strike: "agricultural"

Insert: "private property"

3. Page 1, line 25 through line 1 on page 2.

Following: "domain"

Strike: "for their own profit"

4. Page 2, line 6.

Following: "landowners"

Insert: "and condemners"

5. Page 2, line 7.

Following: "of"

Strike: "their"

6. Page 2, lines 16 through 18.

Following: "use" on line 16

Strike: remainder of line 16 through "profit" on line 18

7. Page 3, line 5.

Following: "limiting"

Insert: ", expanding, or eliminating"

8. Page 3, lines 6 and 7.

Following: "instances" on line 6

Strike: "and eliminating its use in others"

9. Page 3, line 17.

Following: "domain"

Strike: "and"

Insert: ",

10. Page 3, line 17.

Following: "Act"

Insert: ", and the Montana Major Facility Siting Act"

And, as amended, do pass. Report adopted.

SJR 30, be concurred in. Report adopted.

NATURAL RESOURCES (Iverson, Chairman):

4/1/81

SB 244, be concurred in. Report adopted.

SJR 24, be concurred in. Report adopted.

STATE ADMINISTRATION (Feda, Chairman):

4/2/81

HJR 62, do pass. Report adopted.

HJR 63, do pass. Report adopted.

TAXATION (Nordtvedt, Chairman):

4/1/81

HB 27, introduced bill, be amended as follows:

1. Title, line 5.

Following: "TAX"

Insert: "BASE"

Following: "TO"

Strike: "\$1,200"

Insert: "\$1,000"

2. Title.

Following: line 5

Strike: "15-30-112, MCA"

Insert: "1, 3, AND 5 OF INITIATIVE NO. 86 AND SECTION 9, CHAPTER 698, LAWS OF 1979; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

3. Page 1.

Following: line 8

Strike: section 1 in its entirety

Insert: "Section 1. Section 1 of Initiative No. 86 is amended to read:

"Section 1. Section 15-30-101, MCA, is amended to read:

"15-30-101. Definitions. For the purpose of this chapter, unless otherwise required by the context, the following definitions apply:

(1) "Base year structure" means the following elements of the income tax structure:

(a) the tax brackets established in 15-30-103, BUT UNADJUSTED BY SUBSECTION (2), in effect on January 1, 1980 JUNE 30 OF THE TAXABLE YEAR;

(b) the exemptions contained in 15-30-112, BUT UNADJUSTED BY SUBSECTIONS (7) AND (8), in effect on January 1, 1980 JUNE 30 OF THE TAXABLE YEAR;

(c) the maximum standard deduction provided in 15-30-122, BUT UNADJUSTED BY SUBSECTION (2), in effect on January 1, 1980 JUNE 30 OF THE TAXABLE YEAR.

(2) "Consumer price index" means the consumer price index, United States city average, for all items, using the 1967 base of 100 as published by the bureau of labor statistics of the U.S. department of labor.

(1)(3) "Department" means the department of revenue.

(2)(4) "Dividend" means any distribution made by a corporation out of its earnings or profits to its shareholders or members, whether in cash or in other property or in stock of the corporation, other than stock dividends as herein defined. "Stock dividends" means new stock issued, for surplus or profits capitalized, to shareholders in proportion to their previous holdings.

(3)(5) "Fiduciary" means a guardian, trustee, executor, administrator, receiver, conservator, or any person, whether individual or corporate, acting in any fiduciary capacity for any person, trust, or estate.

(4)(6) "Foreign country" or "foreign government" means any jurisdiction other than the one embraced within the United States, its territories and possessions.

(5)(7) "Gross income" means the taxpayer's gross income for federal income tax purposes as defined in section 61 of the Internal Revenue Code of 1954 or as that section may be labeled or amended, excluding unemployment compensation included in federal gross income under the provisions of section 85 of the Internal Revenue Code of 1954 as amended.

(8) "Inflation factor" means a number determined for each taxable year by dividing the consumer price index for June of the taxable year by the consumer price index for June, 1980.



~~(6)~~(9) "Information agents" includes all individuals, corporations, associations, and partnerships, in whatever capacity acting, including lessees or mortgagors of real or personal property, fiduciaries, employers, and all officers and employees of the state or of any municipal corporation or political subdivision of the state, having the control, receipt, custody, disposal, or payment of interest, rent, salaries, wages, premiums, annuities, compensations, remunerations, emoluments, or other fixed or determinable annual or periodical gains, profits, and income with respect to which any person or fiduciary is taxable under this chapter.

~~(7)~~(10) "Knowingly" is as defined in 45-2-101.

~~(8)~~(11) "Net income" means the adjusted gross income of a taxpayer less the deductions allowed by this chapter.

~~(9)~~(12) "Paid", for the purposes of the deductions and credits under this chapter, means paid or accrued or paid or incurred, and the terms "paid or incurred" and "paid or accrued" shall be construed according to the method of accounting upon the basis of which the taxable income is computed under this chapter.

~~(10)~~(13) "Purposely" is as defined in 45-2-101.

~~(11)~~(14) "Received", for the purpose of computation of taxable income under this chapter, means received or accrued and the term "received or accrued" shall be construed according to the method of accounting upon the basis of which the taxable income is computed under this chapter.

~~(12)~~(15) "Resident" applies only to natural persons and includes, for the purpose of determining liability to the tax imposed by this chapter with reference to the income of any taxable year, any person domiciled in the state of Montana and any other person who maintains a permanent place of abode within the state even though temporarily absent from the state and has not established a residence elsewhere.

~~(13)~~(16) "Taxable income" means the adjusted gross income of a taxpayer less the deductions and exemptions provided for in this chapter.

~~(14)~~(17) "Taxable year" means the taxpayer's taxable year for federal income tax purposes.

~~(15)~~(18) "Taxpayer" includes any person or fiduciary, resident or nonresident, subject to a tax imposed by this chapter and does not include corporations."

Section 2. Section 3 of Initiative No. 86 is amended to read:

"Section 3. Section 15-30-112, MCA, is amended to read:

"15-30-112. Exemptions. (1) Except as provided in subsections (7) and (8), in the case of an individual, the exemptions provided by subsections (2) through (6) shall be allowed as deductions in computing taxable income.

(2) (a) An exemption of ~~\$800~~ \$1,000 shall be allowed for taxable years beginning after December 31, 1978, for the taxpayer.

(b) An additional exemption of ~~\$800~~ \$1,000 shall be allowed for taxable years beginning after December 31, 1978, for the spouse of

the taxpayer if a separate return is made by the taxpayer and if the spouse, for the calendar year in which the taxable year of the taxpayer begins, has no gross income and is not the dependent of another taxpayer.

(3) (a) An additional exemption of ~~\$800~~ \$1,000 shall be allowed for taxable years beginning after December 31, 1978, for the taxpayer if he has attained the age of 65 before the close of his taxable year.

(b) An additional exemption of ~~\$800~~ \$1,000 shall be allowed for taxable years beginning after December 31, 1978, for the spouse of the taxpayer if a separate return is made by the taxpayer and if the spouse has attained the age of 65 before the close of such taxable year and, for the calendar year in which the taxable year of the taxpayer begins, has no gross income and is not the dependent of another taxpayer.

(4) (a) An additional exemption of ~~\$800~~ \$1,000 shall be allowed for taxable years beginning after December 31, 1978, for the taxpayer if he is blind at the close of his taxable year.

(b) An additional exemption of ~~\$800~~ \$1,000 shall be allowed for taxable years beginning after December 31, 1978, for the spouse of the taxpayer if a separate return is made by the taxpayer and if the spouse is blind and, for the calendar year in which the taxable year of the taxpayer begins, has no gross income and is not the dependent of another taxpayer. For the purposes of this subsection (4)(b), the determination of whether the spouse is blind shall be made as of the close of the taxable year of the taxpayer, except that if the spouse dies during such taxable year, such determination shall be made as of the time of such death.

(c) For purposes of this subsection (4), an individual is blind only if his central visual acuity does not exceed 20/200 in the better eye with correcting lenses or if his visual acuity is greater than 20/200 but is accompanied by a limitation in the fields of vision such that the widest diameter of the visual field subtends an angle no greater than 20 degrees.

(5) (a) An exemption of ~~\$800~~ \$1,000 shall be allowed for taxable years beginning after December 31, 1978, for each dependent:

(i) whose gross income for the calendar year in which the taxable year of the taxpayer begins is less than ~~\$800~~ \$1,000; or

(ii) who is a child of the taxpayer and who:

(A) has not attained the age of 19 years at the close of the calendar year in which the taxable year of the taxpayer begins; or

(B) is a student.

(b) No exemption shall be allowed under this subsection for any dependent who has made a joint return with his spouse for the taxable year beginning in the calendar year in which the taxable year of the taxpayer begins.

(c) For purposes of subsection (5)(a)(ii), the term "child" means an individual who is a son, stepson, daughter, or stepdaughter of the taxpayer.

(d) For purposes of subsection (5)(a)(ii)(B), the term "student" means an individual who, during each of 5 calendar months during the calendar year in which the taxable year of the taxpayer begins:

- (i) is a full-time student at an educational institution; or
- (ii) is pursuing a full-time course of institutional on-farm training under the supervision of an accredited agent of an educational institution or of a state or political subdivision of a state. For purposes of this subsection (5)(d)(ii), the term "educational institution" means only an educational institution which normally maintains a regular faculty and curriculum and normally has a regularly organized body of students in attendance at the place where its educational activities are carried on.

(6) In the case of a nonresident taxpayer, the exemption deduction shall be prorated according to the ratio the taxpayer's Montana adjusted gross income bears to his federal adjusted gross income.

(7) For taxable years beginning after December 31, 1978, and before January 1, 1981, the amount allowed as a deduction in subsections (2) through (6) shall be adjusted as provided under section 9, Chapter 698, Laws of 1979 AS AMENDED BY THIS ACT.

(8) For taxable years beginning after December 31, 1980, the department, by November 1 of each year, shall multiply all the exemptions provided in this section unadjusted by subsection (7) by the inflation factor for that taxable year and round the product to the nearest \$10. The resulting adjusted exemptions are effective for that taxable year and shall be used in calculating the tax imposed in 15-30-103."

Section 3. Section 5 of Initiative No. 86 is amended to read:

"Section 5. Section 15-30-142, MCA, is amended to read:

"15-30-142. Returns and payment of tax — penalty and interest — refunds — credits. (1) Every single individual and every married individual not filing a joint return with his or her spouse and having a gross income for the taxable year of more than ~~\$940~~ \$1,180, as adjusted under the provisions of subsection (7), and married individuals not filing separate returns and having a combined gross income for the taxable year of more than ~~\$1,880~~ \$2,360, as adjusted under the provisions of subsection (7), shall be liable for a return to be filed on such forms and according to such rules as the department may prescribe. The gross income amounts referred to in the preceding sentence shall be increased by ~~\$800~~ \$1,000, as adjusted under the provisions of 15-30-112(7) and (8), for each additional personal exemption allowance the taxpayer is entitled to claim for himself and his spouse under 15-30-112(3) and (4). A nonresident shall be required to file a return if his gross income for the taxable year derived from sources within Montana exceeds the amount of the exemption deduction he is entitled to claim for himself and his spouse under the provisions of 15-30-112(2), (3), and (4), as prorated according to 15-30-112(6).

(2) In accordance with instructions set forth by the department, every taxpayer who is married and living with husband or wife and is required to file a return may, at his or her option, file a joint return with husband or wife even though one of the spouses has neither gross income nor deductions. If a joint return is made, the tax shall be computed on the aggregate taxable income and the liability with respect to the tax shall be joint and several. If a joint return has been filed for a taxable year, the spouses may not file separate returns after the time for filing the return of either has expired unless the department so consents.



(3) If any such taxpayer is unable to make his own return, the return shall be made by a duly authorized agent or by a guardian or other person charged with the care of the person or property of such taxpayer.

(4) All taxpayers, including but not limited to those subject to the provisions of 15-30-202 and 15-30-241, shall compute the amount of income tax payable and shall, at the time of filing the return required by this chapter, pay to the department any balance of income tax remaining unpaid after crediting the amount withheld as provided by 15-30-202 and/or any payment made by reason of an estimated tax return provided for in 15-30-241; provided, however, the tax so computed is greater by \$1 than the amount withheld and/or paid by estimated return as provided in this chapter. If the amount of tax withheld and/or payment of estimated tax exceeds by more than \$1 the amount of income tax as computed, the taxpayer shall be entitled to a refund of the excess.

(5) As soon as practicable after the return is filed, the department shall examine and verify the tax.

(6) If the amount of tax as verified is greater than the amount theretofore paid, the excess shall be paid by the taxpayer to the department within 30 days after notice of the amount of the tax as computed, with interest added at the rate of 9% per annum or fraction thereof on the additional tax. In such case there shall be no penalty because of such understatement, provided the deficiency is paid within 30 days after the first notice of the amount is mailed to the taxpayer.

(7) By November 1 of each year, the department shall multiply the minimum amount of gross income necessitating the filing of a return by the inflation factor for the taxable year. These adjusted amounts are effective for that taxable year, and persons having gross incomes less than these adjusted amounts are not required to file a return."

Section 4. Section 9, Chapter 698, Laws of 1979 is amended to read:

"Section 9. Deductions for exemptions in 1979 and 1980. (4) The exemption amounts allowed in 15-30-112 are increased for taxable years beginning after December 31, 1978, and before January 1, 1980, by \$50 for each \$2.5 million by which the general fund balance, as certified by the director of the department of administration to the director of the department of revenue, exceeds \$14 million as of June 30, 1979 and for taxable years beginning after December 31, 1979, and before January 1, 1981, by \$250.

(2) The exemption amounts allowed in 15-30-112 are increased for taxable years beginning after December 31, 1979, and before January 1, 1981, by \$50 for each \$2.8 million by which the general fund balance, as certified by the director of the department of administration to the director of the department of revenue, exceeds \$13 million as of June 30, 1980."

Section 5. Effective date. This act is effective on passage and approval."

And, as amended, do pass. Report adopted.

HB 160, do pass. Report adopted.

HJR 61, introduced bill, be amended as follows:



1. Title.

Following: line 5

Strike: "ASSIGNMENT OF AN INTERIM"

Insert: "THE REVENUE OVERSIGHT"

2. Page 1.

Following: line 15

Strike: "overly"

3. Page 1, line 17.

Following: "that"

Insert: "in many cases"

4. Page 1, line 22.

Following: "in"

Strike: "revenue available"

Insert: "the tax base"

5. Page 2, line 11.

Following: "that"

Strike: "an interim committee be"

Insert: "the Revenue Oversight Committee is"

6. Page 2, line 24.

Following: "the"

Strike: "interim committee"

Insert: "Revenue Oversight Committee"

7. Page 3, line 4.

Following: "that the"

Strike: "interim committee"

Insert: "Revenue Oversight Committee"

And, as amended, do pass. Report adopted.

SB 42, be concurred in. Report adopted.

### MOTIONS

Representative Fagg moved that the House stand in recess until 10:30 a.m. Motion carried.

House recessed at 10:15 a.m.

House reconvened at 1:45 p.m.

Representatives Harper, Stobie, and Switzer present at this time.

Representative Kennerly, the Long Range Building Committee, and the Select Committee on Water excused at this time.

### REPORTS OF STANDING COMMITTEES

TAXATION (Nordtvedt, Chairman):

4/1/81

HJR 57, do not pass. Representative Nordtvedt moved that HJR 57 be rereferred to the Committee on Taxation. Motion carried.

HB 852, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Conn, Cozzens, Devlin, Dozier, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Harp, Harper, Harrington, Hart, Holliday, Iverson, Jacobsen,

Jensen, Kanduch, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, Menahan, Metcalf, Meyer, Mueller, Nilson, Oberg, O'Connell, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vincent, Wallin, Williams, Winslow, Mr. Speaker.

Total 60

Noes: Brown, Burnett, Ellerd, Ellison, Fabrega, Hanson, Keedy, Kessler, McBride, Nordtvedt, O'Hara, Pavlovich, Sales, Shontz, Teague, Waldron, Yardley, Zabrocki.

Total 18

Excused: Andreason, Asay, Bardanouve, Conroy, Curtiss, Donaldson, Dussault, Huennekens, Hurwitz, Kemmis, Kennerly, Manuel, McLane, Moore, Neuman, Roth, Thoft, Vinger.

Total 18

Absent or not voting: Azzara, Daily, Hemstad, Shelden.

Total 4

### MESSAGES FROM THE GOVERNOR

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

April 1, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measure this date:  
House Bill No. 525.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

April 2, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 174, 275, 613, 789.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

April 2, 1981

The Honorable Robert L. Marks

Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return Senate Bill 414, "AN ACT TO CLARIFY THE LAW WHICH ADDRESSES THE CONDITIONS UNDER WHICH THE CHANGE OF OWNERSHIP LIVESTOCK INSPECTION REQUIREMENTS DO NOT APPLY; AMENDING SECTION 81-3-211, MCA," without my signature and recommend the attached amendments for the following reasons.

The amendment I am proposing to Senate Bill No. 414 is necessary to clarify the intent of the Legislature with respect to House Bill No. 860 (Chapter 196, Laws 1981). House Bill No. 860 attempted to remove a potential hardship caused by the immediate effective date of House Bill No. 247 (Chapter 111, Laws 1981) by changing the effective date of House Bill No. 247 to January 1, 1982. House Bill No. 247 imposes a brucellosis vaccination requirement on certain female cattle imported into Montana.

House Bill No. 860 should have contained an immediate effective date. Without an immediate effective date, Section 1-2-201, MCA, provides that a bill takes effect on the first day of July following its passage and approval. Since an immediate effective date was not contained in House Bill No. 860, the immediate effective date of House Bill No. 247 was not successfully delayed until January 1, 1982. Therefore the hardships immediately imposed on affected persons have not been mitigated or eliminated. Senate Bill No. 414 is returned for amendment to make House Bill No. 860 effective on passage and approval of Senate Bill No. 414.

I urge your concurrence in these amendments.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENTS  
TO SENATE BILL NO. 414

1. Title, line 8.

Following: "APPLY"

Insert: "AND TO CLARIFY THE DATE ON WHICH THE BRUCELLOSIS VACCINATION REQUIREMENT IS EFFECTIVE; PROVIDING AN EFFECTIVE DATE FOR THE LATTER CLARIFICATION"

2. Page 7, line 8.

Following: line 7

Insert: "Section 2. Effective date of brucellosis vaccination requirement. (1) Chapter 196 of the Laws of 1981 is effective on the effective date of this subsection.

(2) Subsection (1) is effective on passage and approval."

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

April 2, 1981

The Honorable Robert L. Marks

Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby veto Senate Bill 226, "AN ACT TO AMEND SECTION 39-51-204, MCA, TO EXCLUDE TREE-THINNING CONTRACTORS WHO SATISFY CERTAIN CONDITIONS FROM THE DEFINITION OF "EMPLOYMENT"; AND PROVIDING AN EFFECTIVE DATE OF MAY 1, 1981."

If Senate Bill 226 became law, tree thinners would be the only workers in the State of Montana to pay for their own coverage for workers' compensation insurance. Senate Bill 226 would shift the burden of providing workers' compensation coverage from an employer to an employee for the first time since the enactment of Workers' Compensation in 1915.

Significantly, the bill does not attempt to define tree thinners as independent contractors; it exempts them from the legal definition of employment for the purposes of unemployment insurance and workers' compensation. It places tree thinners in the same category as individuals exempted in such categories as delivery of newspapers by an individual under the age of 18, a patient in a hospital performing services for that hospital, an inmate in a prison performing services for that institution, and minor children employed by their parents in a family-owned business.

Exempting tree thinners represents a significant departure from the current exemption criteria. All current exemptions are included in the federal statutes and are adopted by the state for consistency; tree thinners would be the first exemption from the definition of employment that is not contained in the federal statutes.

Enactment of Senate Bill 226 would open the door for potential abuse of this statute. Wood products workers are employed in the second most dangerous occupation in the state, and their workers' compensation coverage is expensive. Enactment of SB 226 would encourage employers in the wood products and other industries to try to re-classify other employees to avoid payment of unemployment insurance and workers' compensation coverage.

Senate Bill 226 also creates administrative difficulties for the workers' compensation program. Since the bill requires each individual tree thinner to pay for his own workers' compensation coverage, the Division would be required to maintain separate files, take separate payments and keep records on each individual tree thinner employed in Montana. In contrast to the current situation where the Workers' Compensation Division has contracts with the major employers who hire tree thinners, the state of Montana would have approximately 2,000 separate contracts with individual tree thinners. Because of the seasonable nature of their employment, those individuals are difficult to contact through normal business channels. As a result, many tree thinners may not bother to register for workers' compensation even though they would be required to by law. A substantial drain on the Unemployed Insurers Fund could ensue if these people injure themselves without having coverage as provided by law.

For these reasons, I hereby veto SB 226.

Sincerely,

TED SCHWINDEN



Governor

**MESSAGES FROM THE OTHER HOUSE**

House Bill concurred in and returned to the House:

4/1/81

House Bill No. 655, introduced by Anderson

The Senate, on 4/2/81, failed to concur in House Amendments to Senate Bill No. 341 and appointed a Free Conference Committee and requested that the House of Representatives appoint a like committee to confer on Senate Bill No. 341.

The President appointed the following members:

Senator O'Hara, Chairman  
 Senator Hammond  
 Senator Mazurek

**MOTIONS**

Representative Spilker moved that the Speaker be authorized to appoint a Free Conference Committee on SB 341. Motion carried.

**SECOND READING OF BILLS  
 (COMMITTEE OF THE WHOLE)**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Waldron in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Keyser moved that HB 410 be passed to the bottom of the board. Motion carried.

Representative Vincent moved that consideration on HB 45 be passed for the day. Motion carried.

Representatives Asay, Bardanouve, Conroy, Curtiss, Donaldson, Huennekens, Hurwitz, Kemmis, Manuel, McLane, Neuman, Roth, and Thoft present at this time.

Representative Menahan moved that HB 217 be passed to the bottom of the board. Motion carried.

That HB 601 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellison, Eudaily, Fagg, Fedra, Gould, Hannah, Hanson, Harper, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Waldron, Wallin, Williams, Winslow.  
 Total 73

Noes: Ellerd, Fabrega, Harrington, Hart, Huennekens, Kemmis, Kessler, Kropp, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Sales, Switzer, Vincent, Yardley, Zabrocki.

Total 18

Excused: Andreason, Dussault, Kennerly, Moore, Vinger.

Total 5

Absent or not voting: Dozier, Ernst, Harp, McBride.

Total 4

Representative Vincent in the Chair.

That HB 658 do pass. Motion failed by the following vote:

Ayes: Abrams, Azzara, Bengtson, Brown, Conroy, Daily, Donaldson, Dozier, Feda, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Keedy, Kemmis, Lory, Manning, McBride, Menahan, Metcalf, Nilson, Pavlovich, Quilici, Robbins, Roush, Shelden, Shontz, Switzer, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 37

Noes: Anderson, Andreason, Asay, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Cozzens, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Hurwitz, Iverson, Jensen, Kanduch, Kessler, Keyser, Kitselman, Kropp, Marks, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Roth, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 57

Paired: Hart, Kemmis, Metcalf, Ayes; Andreason, Moore, Vinger, Noes.

Excused: Dussault, Kennerly.

Total 2

Absent or not voting: Harp, Lund, Manuel, Ryan.

Total 4

Representative Moore present at this time.

That HB 658 do not pass by the following vote:

Ayes: Anderson, Andreason, Bardanouve, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Kessler, Keyser, Kitselman, Kropp, Marks, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Roth, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Thoft, Underdal, Wallin, Winslow.

Total 55

Noes: Abrams, Asay, Azzara, Bengtson, Bennett, Brand, Brown, Conroy, Daily, Donaldson, Dozier, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Lory, Lund, Manning, Manuel, McBride, Menahan, Metcalf, Nilson, Pavlovich, Quilici, Robbins, Roush, Ryan, Shelden, Shontz, Switzer, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 42

Paired: Andreason, Aye; Metcalf, No.

Excused: Dussault, Kennerly, Vinger.

Total 3

Absent or not voting: None.

Total 0

Representative Kennerly present at this time.

That HB 800 do pass by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, Phillips, Pistoria, Quilici, Robbins, Roush, Schultz, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 65

Noes: Asay, Burnett, Conroy, Cozzens, Ellerd, Feda, Hannah, Hurwitz, Iverson, Kanduch, Kropp, Matsko, Moore, Nordtvedt, O'Hara, Roth, Ryan, Sales, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Wallin.

Total 27

Excused: Andreason, Dussault, Vinger.

Total 3

Absent or not voting: Bennett, Brown, Ellison, Marks, Pavlovich.

Total 5

Representative Waldron in the Chair.

That HB 801 do pass by the following vote:

Ayes: Abrams, Anderson, Azzara, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 78

Noes: Asay, Conroy, Stobie.

Total 3

Excused: Andreason, Dussault, Vinger.

Total 3

Absent or not voting: Bardanouve, Bengtson, Bennett, Brown, Cozzens, Daily, Ellison, Jensen, Keedy, Kitselman, Kropp, Manuel, Pavlovich, Sivertsen, Smith, Yardley.

Total 16

Representative Fagg moved that consideration on HB 828 be passed for the day. Motion carried.

Representative Fabrega excused at this time.

That HB 832 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bertelsen, Brand, Briggs, Brown, Conn, Curtiss, Daily, Donaldson, Dozier, Ernst, Eudaily,

Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roush, Ryan, Schultz, Shelden, Shontz, Spilker, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.  
Total 71

Noes: Burnett, Ellerd, Roth, Sales, Seifert, Switzer.  
Total 6

Excused: Andreason, Dussault, Fabrega, Vinger.  
Total 4

Absent or not voting: Bardanouve, Bennett, Bergene, Conroy, Cozzens, Devlin, Ellison, Jensen, Keedy, Kitselman, Kropp, Manuel, Nordtvedt, Pavlovich, Quilici, Sivertsen, Smith, Stobie, Yardley.  
Total 19

Representative Ernst moved that SB 4, third reading copy, be amended as follows:

1. Title, lines 8 and 9.

Strike: "LAND NOT WITHIN AN INCORPORATED CITY OR TOWN"

Insert: "AGRICULTURAL AND TIMBER LAND"

2. Page 2, line 19.

Strike: "LAND WHICH IS NOT WITHIN AN INCORPORATED CITY OR TOWN"

Insert: "land classified as agricultural or timber land by the department of revenue"

3. Page 9, line 11.

Following: "all"

Insert: "agricultural and timber"

4. Page 9, line 13.

Strike: "WHICH IS NOT WITHIN AN INCORPORATED CITY OR TOWN"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Daily, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Marks, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Yardley.  
Total 68

Noes: Hart, Huennekens, Jacobsen, Kanduch, Neuman, Robbins, Ryan, Smith, Stobie, Underdal, Zabrocki.  
Total 11

Excused: Andreason, Dussault, Fabrega, Vinger.  
Total 4



Absent or not voting: Bardanouve, Burnett, Cozzens, Curtiss, Devlin, Ellison, Fagg, Harper, Jensen, Keedy, Kitselman, Lund, McBride, Pavlovich, Quilici, Sivertsen, Winslow.

Total 17

Representative Lory moved that SB 4, third reading copy, be further amended. Amendment failed by the following vote:

Ayes: Bertelsen, Conn, Donaldson, Eudaily, Hanson, Harrington, Huennekens, Kanduch, Keedy, Kemmis, Kessler, Lory, Lund, McBride, McLane, Moore, Oberg, Stobie, Teague, Waldron, Williams, Yardley.

Total 22

Noes: Abrams, Anderson, Asay, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conroy, Devlin, Dozier, Ellerd, Ernst, Fagg, Fed, Gould, Hannah, Harp, Harper, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kennerly, Keyser, Kropp, Manning, Manuel, Marks, Matsko, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Underdal, Vincent, Wallin, Zabrocki.

Total 61

Excused: Andreason, Dussault, Fabrega, Vinger.

Total 4

Absent or not voting: Azzara, Bardanouve, Cozzens, Curtiss, Daily, Ellison, Kitselman, O'Connell, Pavlovich, Quilici, Sivertsen, Thoft, Winslow.

Total 13

Representative Thoft moved that SB 4, third reading copy, be further amended as follows:

1. House Agriculture Committee amendment no. 5, dated 2/16/81.

Following: "no" on line 4 of the inserted language

Strike: "less than 30 days or"

Following: the inserted language

Insert: "(4) On the tax notice sent to the taxpayers, the county treasurer shall provide the address of the agricultural experiment station to which refund requests may be sent."

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: Kennerly, Stobie, Switzer.

Total 3

Excused: Andreason, Dussault, Fabrega, Vinger.

Total 4

Absent or not voting: Bardanouve, Cozzens, Ellison, Hemstad, Keyser, O'Connell, Pavlovich, Pistoria, Quilici, Shelden, Sivertsen.  
Total 11

Representatives Brown, Fagg, Marks, and Quilici excused at this time.

Representative Ernst moved that SB 4, as amended, be concurred in. Representative Thoft made a substitute motion that SB 4, as amended, be not concurred in. Motion carried by the following vote:

Ayes: Azzara, Bengtson, Bergene, Bertelsen, Conn, Conroy, Curtiss, Devlin, Donaldson, Dozier, Ellison, Eudaily, Gould, Hanson, Harp, Harper, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Marks, McBride, Menahan, Metcalf, Meyer, Moore, Nordtvedt, Oberg, O'Connell, O'Hara, Robbins, Ryan, Seifert, Smith, Spilker, Stobie, Thoft, Underdal, Williams, Winslow, Zabrocki.  
Total 52

Noes: Abrams, Anderson, Asay, Brand, Briggs, Burnett, Daily, Ellerd, Ernst, Feda, Hannah, Harrington, Hart, Hemstad, Holliday, Manning, Manuel, Matsko, McLane, Mueller, Neuman, Nilson, Pavlovich, Phillips, Pistoria, Roth, Roush, Sales, Schultz, Shelden, Shontz, Switzer, Teague, Vincent, Wallin, Yardley.  
Total 36

Paired: Marks, Aye; Schultz, No.

Excused: Andreason, Brown, Dussault, Fabrega, Fagg, Quilici, Vinger.  
Total 7

Absent or not voting: Bardanouve, Bennett, Cozzens, Sivertsen, Waldron.  
Total 5

Representative Sales moved that consideration on SB 64 be passed for the day. Motion carried.

Representatives Kemmis and Stobie excused at this time.

Representative Mueller moved that SB 74 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Conn, Conroy, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.  
Total 79

Noes: None.  
Total 0

Excused: Andreason, Brown, Dussault, Fabrega, Fagg, Kemmis, Marks, Quilici, Stobie, Vinger.  
Total 10

Absent or not voting: Bardanouve, Bennett, Burnett, Cozzens, Daily, Jensen, McBride, Meyer, Pavlovich, Sivertsen, Yardley.

Total 11

Representative Mueller moved that SB 88 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bengtson, Bergene, Bertelsen, Brand, Briggs, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 76

Noes: Burnett, Hurwitz, Jensen, Moore, Pavlovich, Roth, Smith, Stobie, Underdal.

Total 9

Paired: Kemmis, Spilker, Ayes; Moore, Stobie, Noes.

Excused: Andreason, Brown, Dussault, Fabrega, Fagg, Marks, Quilici, Vinger.

Total 8

Absent or not voting: Azzara, Bardanouve, Bennett, Menahan, Nordtvedt, Sivertsen, Yardley.

Total 7

Representative Marks present at this time.

Representative Mueller moved that SB 100 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Azzara, Bergene, Bertelsen, Brand, Conn, Conroy, Daily, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roush, Sales, Schultz, Seifert, Shelden, Spilker, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Zabrocki.

Total 62

Noes: Anderson, Asay, Briggs, Burnett, Curtiss, Ellison, Hannah, Hurwitz, Jensen, Keyser, Marks, Meyer, Moore, Neuman, O'Hara, Roth, Ryan, Shontz, Smith, Stobie, Switzer, Winslow.

Total 22

Paired: Kemmis, Spilker, Ayes; Moore, Stobie, Noes.

Excused: Andreason, Brown, Dussault, Fabrega, Fagg, Quilici, Vinger.

Total 7

Absent or not voting: Bardanouve, Bengtson, Bennett, Cozzens, Hemstad, Lund, Matsko, Sivertsen, Yardley.

Total 9

Representatives Brown and Quilici present at this time.

Representative Bennett excused at this time.



Representative Donaldson moved that SB 113 be concurred in. Motion failed by the following vote:

Ayes: Azzara, Bengtson, Brand, Brown, Daily, Donaldson, Dozier, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Keedy, Kemmis, Kennerly, Keyser, Lory, Manning, Manuel, McBride, Menahan, Metcalf, Nilson, Oberg, O'Connell, Pavlovich, Quilici, Robbins, Shelden, Shontz, Spilker, Teague, Vincent, Williams, Yardley, Zabrocki.  
Total 38

Noes: Anderson, Andreason, Asay, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Hurwitz, Iverson, Jensen, Kanduch, Kessler, Kitselman, Kropp, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Pistoria, Roth, Roush, Ryan, Sales, Schultz, Seifert, Smith, Stobie, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Winslow.  
Total 58

Paired: Donaldson, Hart, Kemmis, Menahan, Metcalf, Spilker, Vincent, Ayes; Andreason, Bennett, Burnett, Fabrega, Fagg, Stobie, Vinger, Noes.

Excused: Dussault.  
Total 1

Absent or not voting: Abrams, Cozzens, Sivertsen.  
Total 3

Representative Spilker moved that SB 113 be not concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jensen, Kanduch, Kessler, Kitselman, Kropp, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Pistoria, Roth, Roush, Ryan, Sales, Schultz, Seifert, Smith, Stobie, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Winslow.  
Total 61

Noes: Azzara, Bengtson, Brand, Brown, Daily, Donaldson, Dozier, Harper, Harrington, Hart, Huennekens, Jacobsen, Keedy, Kemmis, Kennerly, Keyser, Lory, Manning, Manuel, McBride, Menahan, Metcalf, Nilson, Oberg, O'Connell, Pavlovich, Quilici, Robbins, Shelden, Shontz, Spilker, Teague, Vincent, Williams, Yardley, Zabrocki.  
Total 36

Paired: Andreason, Bennett, Burnett, Fabrega, Fagg, Stobie, Vinger, Ayes; Donaldson, Hart, Kemmis, Menahan, Metcalf, Spilker, Vincent, Noes.

Excused: Dussault.  
Total 1

Absent or not voting: Abrams, Sivertsen.  
Total 2

Representatives Bennett and Vinger present at this time.

Representative Keedy moved that HB 290, second reading copy, third printing, be amended. Amendment failed by the following vote:



Ayes: Anderson, Azzara, Brand, Brown, Daily, Donaldson, Dozier, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kennerly, Kessler, Manning, McBride, McLane, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Teague, Vincent, Waldron, Williams, Zabrocki.

Total 38

Noes: Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Ellison, Eudaily, Fedra, Gould, Hannah, Hanson, Hurwitz, Jensen, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 46

Excused: Andreason, Dussault, Fabrega, Fagg, Kemmis, Stobie.

Total 6

Absent or not voting: Abrams, Bardanouve, Ellerd, Ernst, Hemstad, Iverson, Manuel, Roth, Shontz, Yardley.

Total 10

Representative Kemmis present at this time.

That HB 290 do pass by the following vote:

Ayes: Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 90

Noes: Stobie.

Total 1

Paired: Spilker, Aye; Stobie, No.

Excused: Andreason, Dussault, Fabrega, Fagg.

Total 4

Absent or not voting: Abrams, Bardanouve, Jensen, O'Hara, Yardley.

Total 5

That the Committee rise and report. (Waldron, Chairman). Report adopted. (80-5)

### UNFINISHED BUSINESS

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Bill No. 341:

Hannah, Chairman  
Conn  
Keedy

Representative Spilker moved that the House adjourn until 10:00 a.m., April 3, 1981.

Motion carried.

House adjourned at 6:15 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk



## SEVENTY-FOURTH LEGISLATIVE DAY

Helena, Montana  
April 3, 1981

House Chambers  
Capitol Building

House convened at 10:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Asay, Brand, Conn, Fabrega, Meyer, O'Hara, Roth, Sivertsen, Teague, excused. Quorum present.

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman):

4/3/81

Correctly printed - HB 19, HB 27, HB 160, HB 469, HB 620, HB 767, HB 810, HB 827, HB 846, HB 863, HB 864, HB 865, HJR 49, HJR 61, HJR 62, HJR 63, HJR 64.

Correctly engrossed - HB 290, HB 601, HB 832, HJR 26.

Considered correctly engrossed - HB 800.

Correctly enrolled - HB 12, HB 179, HB 316, HB 442, HB 445, HB 770, HB 781.

Examined by the sponsor (Gould) and found to be correct - HB 12, HB 316.

Examined by the sponsor (Donaldson) and found to be correct - HB 179.

Examined by the sponsor (Quilici) and found to be correct - HB 442.

Examined by the sponsor (Roth) and found to be correct - HB 445.

Examined by the sponsor (Anderson) and found to be correct - HB 655.

Examined by the sponsor (Lory) and found to be correct - HB 770.

Examined by the sponsor (Harper) and found to be correct - HB 781.

APPROPRIATIONS (Lund, Chairman):

4/3/81

HB 676, third reading copy, be amended as follows:

1. Title, line 6.

Strike: "MODIFY"

Insert: "ELIMINATE"

2. Title, line 8.

Following: "THUS"

Strike: "REQUIRING" through "CITATIONS" on line 10

3. Title, line 10.

Strike: "AMENDING"

Insert: "REPEALING"

4. Title, line 11.

Following: "MCA"

Insert: "; AND PROVIDING AN EFFECTIVE DATE"

5. Page 1, lines 16 through 25.

Strike: section 1 in its entirety

6. Page 1.

Following: line 25

Insert: "Section 1. Repealer. Section 53-9-109, MCA, is repealed.

Section 2. Effective date. This act is effective July 1, 1982."

And, as amended, do pass. Report adopted.

HB 854, introduced bill, be amended as follows:



1. Page 1, line 13.  
Strike: "\$297,313"  
Insert: "\$102,313"

2. Page 1, line 14.  
Strike: "\$297,313"  
Insert: "\$222,313"

3. Page 1, line 11.  
Strike: "\$594,626"  
Insert: "\$324,626"

And, as amended, do pass. Report adopted.

LOCAL GOVERNMENT (Bertelsen, Chairman): 4/2/81  
HJR 60, do pass. Report adopted.

NATURAL RESOURCES (Iverson, Chairman): 4/3/81  
HB 861, introduced bill, be amended as follows:

1. Page 3, line 8.  
Following: "fund"  
Insert: "or from the renewable resource development clearance fund account, or both"

And, as amended, do pass. Report adopted.

HJR 51, do pass. Report adopted.

TAXATION (Nordtvedt, Chairman): 4/3/81  
HB 609, introduced bill, be amended as follows:

1. Page 3, lines 17 through 21.  
Following: "(1)" on line 17  
Strike: remainder of line 17 through "period." on line 20  
Following: line 20  
Insert: "a"  
Following: "construction" on line 21  
Insert: "permit is issued"

2. Page 4, line 1.  
Following: "(2)"  
Insert: "(a)"

3. Page 4.  
Following: line 2  
Strike: "each"  
Insert: "the"  
Following: "or"  
Insert: "the"

4. Page 4, line 5.  
Following: "for"  
Strike: "their"  
Insert: "its"  
Following: "jurisdiction"  
Insert: "and the majority of the electors of the taxing jurisdiction must have approved the resolution at a general election."

(b) The electors may end the tax benefits by majority vote at a general election, but the tax benefits may not be denied an industrial facility that previously received the benefits.

(c) The resolution provided for in subsection (2)(a) shall include a definition of improvements that qualify for the tax treatment that is to be allowed in the taxing jurisdiction.

(3) The taxpayer must apply to the county assessor on a form provided by the department of revenue for the tax treatment allowed under subsection (1). The application by the taxpayer must first be approved by the governing body of the appropriate local taxing jurisdiction, and the governing body must indicate in its approval that the property of the applicant qualifies for the tax treatment provided for in this section. Upon receipt of the form with the approval of the governing body of the affected taxing jurisdiction, the assessor shall make the assessment change pursuant to this section."

And, as amended, do pass. Report adopted.

HB 834, introduced bill, be amended as follows:

1. Title, lines 4 and 5.

Following: "TO" on line 4

Strike: remainder of line 4 through "AGAINST" on line 5

Insert: "EXEMPT CERTAIN CAPITAL GAINS AND DIVIDEND INCOME FROM"

2. Page 1, line 11.

Following: "Investment"

Strike: "Credit"

Insert: "Incentive"

3. Page 1, line 17.

Following: "tax"

Strike: "credits"

Insert: "exemptions"

4. Page 2, line 8 through line 9 on page 5.

Strike: sections 4 through 6 in their entirety

Renumber: subsequent sections

5. Page 5, line 11.

Following: "department."

Strike: "(1)"

Following: "each"

Strike: "regional"

6. Page 5, line 14.

Following: "investor,"

Strike: "the region of investment,"

7. Page 5.

Following: line 15

Strike: subsection (2) in its entirety

8. Page 5.

Following: line 23

Insert: "Section 6. Capital gains — dividends exempted. Any capital gains or dividend income realized by an individual or a corporation from an investment in an SBIC organized in accordance with this [act] is exempt from taxation under the provisions of Title 15, chapters 30 and 31."

Renumber: subsequent section

And, as amended, do pass. Report adopted.

Committee adopted the following Statement of Intent:

STATEMENT OF INTENT  
HOUSE BILL 834

Section 4 of House Bill 834 provides the Department of Revenue with rulemaking authority relating to Small Business Investment Corporations in Montana. In enacting this legislation, it is the intent of the Legislature that the Department of Revenue will adopt rules that ensure the proper reporting of investments in SBIC's and rules to establish eligibility for the capital gains and dividend treatment allowed by House Bill 834.

HB 835, do pass. Report adopted.

SB 483, third reading copy, be amended as follows:

4/2/81

1. Page 4, line 14.

Following: "(1)"

Strike: "Class"

Insert: "(a) For the period from January 1, 1981, to December 31, 1985, class"

2. Page 4.

Following: line 14

Strike: "(a)"

Insert: "(i)"

3. Page 4.

Following: line 15

Strike: "(b)"

Insert: "(ii)"

4. Page 4.

Following: line 16

Strike: "(2)"

Insert: "(b)"

5. Page 4.

Following: line 17

Strike: "(a)"

Insert: "(i)"

Following: "(1)(a)"

Insert: "(i)"

6. Page 4.

Following: line 19

Strike: "(b)"

Insert: "(ii)"

Following: "(1)"

Strike: "(b)"

Insert: "(a)(ii)"

7. Page 4.

Following: line 21

Insert: "(2) (a) After December 31, 1985, class three property includes agricultural land as defined in 15-7-202.

(b) Class three property is taxed at 30% of its productive capacity."

8. Page 7, line 15.

Following: "property"

Insert: ", for the period from January 1, 1981, to December 31, 1985,"

9. Page 7, lines 16 and 17.

Following: "purposes" on line 16

Strike: remainder of line 16 through "families" on line 17

10. Page 7, line 23.

Following: "property"

Insert: ", for the period from January 1, 1981, to December 31, 1985,"

11. Page 10, line 12.

Following: "land"

Insert: "and improvements thereon"

12. Page 10, line 13.

Following: "him"

Strike: "and"

Following: "of the"

Strike: "improvements thereon"

13. Page 11.

Following: line 24

Insert: "If any property in class twelve is given a taxable value in excess of 5% of its current year market value, as determined by a qualified appraiser accepted by both the property owner and the department of revenue, such a value constitutes sufficient conditions for a tax appeal board to reduce the taxable value of the property to less than or equal to 5% of the current year market value."

14. Page 13, line 10.

Following: "value"

Insert: "for the designated appraisal year of the reappraisal cycle"

15. Page 13, line 21.

Following: "(1)"

Strike: "(b)"

Insert: "(a)(ii)"

And, as amended, be concurred in. Report adopted.

### MOTIONS

Representative Kemmis moved that HB 851 be taken from the Committee on Appropriations and referred to the Select Committee on Water to allow it to be considered with HB 409. Motion carried.

Representative Kemmis moved that HB 846 be taken from Second Reading and rereferred to the Select Committee on Water. This bill, dealing with the Tongue River Project, needs to be considered with HB 851 and HB 409. Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following bills were introduced, read first time and referred to committees:

HB 866, introduced by Waldron. Referred to Committee on Appropriations.

HB 867, introduced by Nordtvedt, Quilici, D. Brown. Referred to Committee on Appropriations.

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:



House Bill No. 42 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Bardanouve, Dozier, Huennekens, Jacobsen, Lund, Manning.

Total 6

Excused: Asay, Brand, Conn, Fabrega, Meyer, O'Hara, Roth, Sivertsen, Teague.

Total 9

Absent or not voting: Azzara, Conroy, O'Connell.

Total 3

Representative Asay present at this time.

House Bill No. 258 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Spilker, Stobie, Switzer, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Burnett, Dozier, Ellerd, Huennekens, Nordtvedt, Sales, Smith, Thoft, Vinger.

Total 9

Excused: Brand, Conn, Fabrega, Meyer, O'Hara, Roth, Sivertsen, Teague.

Total 8

Absent or not voting: Azzara, O'Connell.

Total 2

House Bill No. 307 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Robbins, Roush, Ryan, Schultz,

Seifert, Shelden, Shontz, Spilker, Stobie, Switzer, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 76

Noes: Brown, Burnett, Conroy, Curtiss, Fedá, Keyser, Matsko, Moore, Pistoria, Sales, Smith, Thoft, Vinger.

Total 13

Excused: Brand, Conn, Fabrega, Meyer, O'Hara, Roth, Sivertsen, Teague.

Total 8

Absent or not voting: Hurwitz, O'Connell, Quilici.

Total 3

House Bill No. 542 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: None.

Total 0

Excused: Brand, Conn, Fabrega, Meyer, O'Hara, Roth, Sivertsen, Teague.

Total 8

Absent or not voting: O'Connell.

Total 1

## MOTIONS

Representative Fagg moved that the House stand in recess until 1:30 p.m. to allow the two parties to caucus. Motion carried.

House recessed at 10:20 a.m.

House reconvened at 1:50 p.m.

## REPORTS OF STANDING COMMITTEES

Representative Hanson and the Long Range Building Committee and the Human Services Committee excused at this time.

Representatives O'Hara and Roth present at this time.

APPROPRIATIONS (Lund, Chairman):

4/1/81

HB 845, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bertelsen, Briggs, Burnett, Conroy, Curtiss, Daily, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedá, Hannah, Harp, Harper, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kitselman, Kropp, Lory, Lund, Matsko, McLane,

Mueller, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shontz, Smith, Spilker, Stobie, Thoft, Underdal, Vincent, Vinger, Wallin, Yardley, Zabrocki, Mr. Speaker.

Total 60

Noes: Brown, Dozier, Harrington, Hart, Huennekens, Kemmis, Kennerly, Kessler, McBride, Neuman, Oberg, Shelden, Waldron, Williams.

Total 14

Excused: Bardanoue, Bennett, Bergene, Brand, Conn, Devlin, Donaldson, Fabrega, Gould, Hanson, Hurwitz, Keyser, Manning, Manuel, Metcalf, Meyer, Moore, Nilson, Seifert, Sivertsen, Switzer, Teague, Winslow.

Total 23

Absent or not voting: Cozzens, Dussault, Menahan.

Total 3

Representatives Bardanoue, Bennett, Bergene, Brand, Conn, Devlin, Donaldson, Gould, Hurwitz, Keyser, Manning, Manuel, Metcalf, Meyer, Moore, Nilson, Seifert, Sivertsen, Switzer, and Winslow present at this time.

Representative Roth excused at this time.

HB 850, do not pass. Representative Lund moved the adoption of the Adverse Committee Report. Representative Menahan made a substitute motion that HB 850 be printed and placed on Second Reading. Motion failed. (46-50) Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Bennett, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hurwitz, Iverson, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 52

Noes: Abrams, Azzara, Bardanoue, Bengtson, Bergene, Brand, Brown, Daily, Dozier, Dussault, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 45

Paired: Burnett, Hanson, Roth, Ayes; Pistoria, Quilici, Teague, Noes.

Excused: Fabrega.

Total 1

Absent or not voting: Jensen, Thoft.

Total 2

## REPORTS OF SELECT COMMITTEES

SELECT COMMITTEE ON WATER (Roth, Chairman):

4/3/81

HB 851, do pass. Report adopted.

## MESSAGES FROM THE GOVERNOR

The Honorable Robert Marks

April 3, 1981

Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 66, 167, 220, 263, 264, 305, 343, 520, 552, 569, 635, 667, 678, 693.

Sincerely,

TED SCHWINDEN  
Governor

**SECOND READING OF BILLS  
(COMMITTEE OF THE WHOLE)**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Kemmis in the Chair. Committee arose.

House resumed. Mr. Speaker Pro Tem in the Chair.

Mr. Speaker Pro Tem: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representatives Asay, Briggs, Conroy, Curtiss, Huennekens, McLane, Neuman, and Thoft excused at this time.

Representative Teague present at this time.

Representative Fagg moved that consideration on HB 828 be passed for the day. Motion carried.

Representative Huennekens present at this time.

Representative Sales moved that SB 64 be concurred in. Representative Dussault made a substitute motion that SB 64, third reading copy, be amended. Amendment failed by the following vote:

Ayes: Abrams, Azzara, Bergene, Brand, Brown, Daily, Dozier, Dussault, Gould, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 41

Noes: Anderson, Asay, Bennett, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Hannah, Hanson, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 53

Paired: Daily, Dozier, Dussault, Harrington, Menahan, Nilson, Shelden, Ayes; Asay, Briggs, Curtiss, Hanson, McLane, Roth, Thoft, Noes.



Excused: Conroy, Fabrega, Neuman.

Total 3

Absent or not voting: Andreason, Bardanouve, Bengtson.

Total 3

Representatives Asay, Briggs, Conroy, Curtiss, McLane, Neuman, Roth, and Thoft present at this time.

Representative Sales moved that SB 64 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Asay, Bertelsen, Briggs, Burnett, Conn, Conroy, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Hannah, Hanson, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Moore, Mueller, Nordtvedt, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 51

Noes: Abrams, Andreason, Azzara, Bengtson, Bennett, Bergene, Brand, Brown, Cozzens, Daily, Dozier, Dussault, Gould, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 46

Paired: Hanson, Aye; Dussault, No.

Excused: Fabrega.

Total 1

Absent or not voting: Bardanouve, Robbins.

Total 2

Representative Holliday excused at this time.

Representative Lund moved that HB 217, second reading copy, be amended as follows:

1. Page 1, line 17.

Strike: "each fiscal year ending June 30, 1982, and"

Insert: "the biennium ending"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Harp, Harper, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shontz, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Zabrocki.

Total 78

Noes: Dozier, Oberg, O'Connell, Teague, Williams.

Total 5

Excused: Fabrega, Hanson, Holliday.

Total 3

Absent or not voting: Bardanoue, Burnett, Dussault, Gould, Hannah, Harrington, Jensen, Meyer, Moore, Seifert, Shelden, Sivertsen, Smith, Yardley.

Total 14

Representative Menahan moved that HB 217, second reading copy, be further amended. Amendment failed by the following vote:

Ayes: Abrams, Azzara, Bengtson, Bertelsen, Brand, Brown, Curtiss, Daily, Dozier, Dussault, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 45

Noes: Anderson, Andreason, Asay, Bennett, Bergene, Briggs, Burnett, Conn, Conroy, Cozzens, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Winslow.

Total 51

Paired: Holliday, Menahan, Ayes; Burnett, Hanson, Noes.

Excused: Fabrega.

Total 1

Absent or not voting: Bardanoue, Ernst, Keedy.

Total 3

And HB 217, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedra, Gould, Hannah, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 96

Noes: None.

Total 0

Excused: Fabrega, Hanson, Holliday.

Total 3

Absent or not voting: Bardanoue.

Total 1

Representative Sivertsen excused at this time.

Representative Vincent moved that HB 45, second reading copy, be amended. Amendment failed by the following vote:

Ayes: Abrams, Azzara, Brand, Brown, Daily, Dozier, Dussault, Eudaily, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Kanduch,

Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Roush, Schultz, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 40

Noes: Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fagg, Feda, Gould, Hannah, Harp, Hurwitz, Iverson, Jacobsen, Jensen, Kitselman, Kropp, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Ryan, Sales, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 55

Paired: Holliday, Vincent, Ayes; Nordtvedt, Sivertsen, Noes.

Excused: Fabrega, Hanson.

Total 2

Absent or not voting: Bardanouve, Keyser, Lory.

Total 3

Representative Holliday present at this time.

Representatives Bennett and Iverson excused at this time.

That HB 45 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Burnett, Cozzens, Moore, Nordtvedt, Sales, Underdal.

Total 6

Excused: Bennett, Fabrega, Hanson, Iverson, Sivertsen.

Total 5

Absent or not voting: Asay, Fagg, Jensen, Lory.

Total 4

Representatives Conroy and Marks excused at this time.

Representative Dussault moved that HB 410, second reading copy, be amended as follows:

1. Page 1, line 9.

Following: "Appropriation."

Insert: "(1)"

2. Page 1, line 15.

Following: line 14

Strike: "(1)"

Insert: "(a)"

3. Page 1, line 17.

Following: line 16

Strike: "(2)"

Insert: "(b)"

4. Page 1.

Following: line 18

Insert: "(2) It is the intent of the 47th Legislature that any positions created as a result of this appropriation terminate on June 30, 1983, unless, as a result of strict accountability review by the 48th Legislature, such positions are determined to be necessary and directly beneficial to the special olympics program."

Amendment passed by the following vote:

Ayes: Abrams, Bengtson, Brand, Brown, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Eudaily, Gould, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Roush, Ryan, Schultz, Shelden, Shontz, Smith, Spilker, Teague, Underdal, Vincent, Waldron, Williams, Zabrocki.

Total 51

Noes: Anderson, Andreason, Asay, Bergene, Bertelsen, Burnett, Conn, Devlin, Ellerd, Feda, Hannah, Harp, Keedy, McLane, Meyer, Mueller, Neuman, Nordtvedt, O'Hara, Sales, Seifert, Stobie, Switzer, Thoft, Vinger, Winslow.

Total 26

Excused: Bennett, Conroy, Fabrega, Hanson, Iverson, Marks, Sivertsen.

Total 7

Absent or not voting: Azzara, Bardanouve, Briggs, Ellison, Ernst, Fagg, Hurwitz, Jensen, Kitselman, Lund, Moore, Quilici, Robbins, Roth, Wallin, Yardley.

Total 16

Representatives Anderson and Harp excused at this time.

Representatives Hanson and Sivertsen present at this time.

Representative Kessler moved that HB 410, second reading copy, be further amended. Amendment failed by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Brown, Dozier, Dussault, Ellison, Eudaily, Harper, Hart, Hemstad, Holliday, Huennekens, Keedy, Kemmis, Kessler, Keyser, Lory, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Smith, Teague, Vincent, Waldron, Yardley, Zabrocki.

Total 39

Noes: Andreason, Asay, Bengtson, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Fagg, Feda, Hannah, Hanson, Harrington, Hurwitz, Jacobsen, Jensen, Kanduch, Kennerly, Kitselman, Kropp, Lund, Manning, Matsko, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Seifert, Sivertsen, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow.

Total 51

Excused: Anderson, Bennett, Conroy, Fabrega, Harp, Iverson, Marks.

Total 7



Absent or not voting: Ernst, Gould, Schultz.

Total 3

And HB 410, as amended, do pass. Motion failed by the following vote:

Ayes: Abrams, Azzara, Bengtson, Brand, Brown, Daily, Donaldson, Dozier, Dussault, Eudaily, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Keyser, Lory, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Moore, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Williams, Yardley, Zabrocki.

Total 45

Noes: Anderson, Andreason, Asay, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Ellison, Ernst, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hurwitz, Iverson, Jensen, Keedy, Kessler, Kitselman, Kropp, Lund, Marks, McLane, Meyer, Mueller, Nordtvedt, O'Hara, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Winslow.

Total 54

Paired: Abrams, Daily, Dozier, Holliday, Menahan, Nilson, Ayes; Anderson, Bennett, Conroy, Harp, Iverson, Marks, Noes.

Excused: Fabrega.

Total 1

Absent or not voting: None.

Total 0

That HB 410, as amended, do not pass by the following vote:

Ayes: Anderson, Andreason, Asay, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Ellison, Ernst, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hurwitz, Iverson, Jensen, Keedy, Kessler, Kitselman, Kropp, Lund, Marks, McLane, Meyer, Mueller, Nordtvedt, O'Hara, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Winslow.

Total 54

Noes: Abrams, Azzara, Bengtson, Brand, Brown, Daily, Donaldson, Dozier, Dussault, Eudaily, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Keyser, Lory, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Moore, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Williams, Yardley, Zabrocki.

Total 45

Paired: Anderson, Bennett, Conroy, Harp, Iverson, Marks, Ayes; Abrams, Daily, Dozier, Holliday, Menahan, Nilson, Noes.

Excused: Fabrega.

Total 1

Absent or not voting: None.

Total 0

Representative Ellerd moved that the Governor's Amendments to SB 414 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin,

Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Brand.

Total 1

Excused: Anderson, Bennett, Conroy, Fabrega, Harp, Iverson, Marks.

Total 7

Absent or not voting: Cozzens, Ellison, Harrington, Keedy, Kessler, Ryan.

Total 6

That the Committee rise and report. (Kemmis, Chairman). Report adopted. (50-36)

### MOTIONS

Representative Fagg moved that HB 851 be rereferred to the Committee on Appropriations. Motion carried.

Representative Fagg moved that consideration on the Governor's veto of HB 250 be passed until the 85th legislative day. Motion carried.

Representative Menahan moved that HB 665 be taken from the table of the Committee on Appropriations and placed on Second Reading. Motion failed by the following vote:

Ayes: Abrams, Azzara, Bertelsen, Brand, Brown, Daily, Dozier, Dussault, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 41

Noes: Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Briggs, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hurwitz, Iverson, Jensen, Keedy, Keyser, Kitselman, Kropp, Lory, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Mr. Speaker Pro Tem.

Total 56

Paired: Hart, Kemmis, Kennerly, Menahan, Metcalf, Ayes; Anderson, Bennett, Harp, Iverson, Marks, Noes.

Excused: Conroy, Fabrega.

Total 2

Absent or not voting: Andreason.

Total 1

Representative Burnett arose on a point of personal privilege. A staged picture of his desk with various publication titles displayed in a prejudicial

manner has appeared in the public employees' newspaper. Representative Burnett feels that his right to privacy and the code of ethics of the House have been violated. He made a motion and then, after discussion, agreed to withdraw it until Monday. Because of the seriousness of the situation, Representative Vincent moved to refer the matter to the Speaker of the House before taking action. Motion carried.

### **SPECIAL ORDERS OF THE DAY**

The Speaker Pro Tem introduced Shelly Thomas, Julie Tietz, Susan Verploegen, Robert Manuel, Mark Bertelsen, Larry McGill, Debra Brown, and Tod Kasten, this week's pages, and thanked them for their services.

Representative Fagg moved that the House adjourn until 11:00 a.m., April 4, 1981.

Motion carried.

House adjourned at 6:37 p.m.

ART LUND, Speaker Pro Tem

DON BYRD, Chief Clerk

## SEVENTY-FIFTH LEGISLATIVE DAY

Helena, Montana  
April 4, 1981

House Chambers  
Capitol Building

House convened at 11:05 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Daily, Ellison, Fabrega, Teague, excused. Quorum present.

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Joint Resolution No. 20 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Fagg, Feda, Gould, Hannah, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kropp, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roush, Schultz, Seifert, Shontz, Sivertsen, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 79

Noes: Bardanouve, Briggs, Conroy, Eudaily, Hanson, Hurwitz, Keedy, Keyser, Lory, Roth, Ryan, Smith.  
Total 12

Excused: Daily, Ellison, Fabrega, Teague.  
Total 4

Absent or not voting: Kitselman, Quilici, Sales, Shelden, Stobie.  
Total 5

House Joint Resolution No. 26 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ernst, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shontz, Sivertsen, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 80

Noes: Asay, Bennett, Brown, Burnett, Ellerd, Eudaily, Harper, Kemmis, Lory, O'Hara, Ryan, Sales, Smith, Stobie.  
Total 14

Excused: Daily, Ellison, Fabrega, Teague.  
Total 4

Absent or not voting: Conroy, Shelden.



Total 2

House Bill No. 290 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Burnett, Hannah, Moore, Roth, Ryan, Smith, Stobie, Winslow.

Total 8

Excused: Daily, Ellison, Fabrega, Teague.

Total 4

Absent or not voting: Hurwitz, Shelden.

Total 2

House Bill No. 601 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ernst, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 81

Noes: Brand, Dozier, Dussault, Ellerd, Hart, Huennekens, Kemmis, McBride, Menahan, Moore, Oberg, Sales, Vincent, Yardley.

Total 14

Excused: Daily, Ellison, Fabrega, Teague.

Total 4

Absent or not voting: Shelden.

Total 1

House Bill No. 800 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Brown, Conn, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Schultz, Shontz, Sivertsen, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 67

Noes: Andreason, Bennett, Briggs, Burnett, Conroy, Cozzens, Ellerd, Fedá, Hurwitz, Jensen, Keyser, Kropp, Matsko, Moore, Nordtvedt, O'Hara, Roth, Ryan, Sales, Seifert, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin.

Total 28

Excused: Daily, Ellison, Fabrega, Teague.

Total 4

Absent or not voting: Shelden.

Total 1

House Bill No. 801 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Cozzens, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shontz, Sivertsen, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 80

Noes: Briggs, Burnett, Conroy, Curtiss, Keedy, Keyser, Meyer, Moore, Roth, Seifert, Smith, Stobie, Vinger, Mr. Speaker.

Total 14

Excused: Daily, Ellison, Fabrega, Teague.

Total 4

Absent or not voting: Shelden, Spilker.

Total 2

House Bill No. 832 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Devlin, Dozier, Dussault, Ernst, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Quilici, Robbins, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Bardanouve, Conroy, Ellerd, Harper, Roth, Ryan, Sales, Smith, Stobie, Thoft.

Total 10

Excused: Daily, Ellison, Fabrega, Teague.

Total 4

Absent or not voting: Bertelsen, Donaldson, Kanduch, O'Connell, O'Hara, Pistoria.

## Total 6

Representatives Daily and Teague present at this time.

Senate Bill No. 74 was concurred in by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 87

Noes: Anderson, Burnett, Curtiss, Hurwitz, Ryan, Seifert, Smith, Stobie, Switzer.  
Total 9

Excused: Ellison, Fabrega.  
Total 2

Absent or not voting: Harp, Menahan.  
Total 2

Senate Bill No. 88 was concurred in by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 86

Noes: Anderson, Bardanouve, Burnett, Curtiss, Hurwitz, Moore, Roth, Ryan, Seifert, Smith, Stobie.  
Total 11

Excused: Ellison, Fabrega.  
Total 2

Absent or not voting: Harp.  
Total 1

Senate Bill No. 100 was concurred in by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson,



Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Anderson, Burnett, Hurwitz, Jensen, Keyser, Moore, Ryan, Seifert, Smith, Stobie, Switzer.

Total 11

Excused: Ellison, Fabrega.

Total 2

Absent or not voting: Conroy, Curtiss.

Total 2

Senate Bill No. 64 was concurred in by the following vote:

Ayes: Anderson, Asay, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 53

Noes: Abrams, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Brand, Brown, Daily, Dozier, Dussault, Gould, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 47

Paired: Ellison, Fabrega, Ayes; Kemmis, Quilici, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

House Bill No. 45 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Hurwitz, Nordtvedt, Sales, Seifert, Smith.

Total 5



Excused: Ellison, Fabrega.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 217 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Ellison, Fabrega.

Total 2

Absent or not voting: None.

Total 0

Governor's Amendments to Senate Bill No. 414 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Burnett, Conroy, Harp.

Total 3

Excused: Ellison, Fabrega.

Total 2

Absent or not voting: Hurwitz, Keedy.

Total 2

## MOTIONS

Representative Fagg moved that the House stand in recess until 1:00 p.m. Motion carried.

House recessed at 11:23 a.m.

House reconvened at 1:00 p.m.

Representatives Dozier, Kessler, Seifert, and the Long Range Building Committee excused at this time.

Representative Fabrega present at this time.

### SPECIAL ORDERS OF THE DAY

Representative Dussault introduced the House of Representatives to a new song about Montana. It was performed by its composer, LeGrande Harvey, accompanied by his guitar and 35 students, grades 2 through 8, from Bonner Grade School. A slide presentation of Montana's splendid scenery illustrated the lyrics. The House was visibly moved by its simple beauty, and the group received a standing ovation.

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 4/4/81  
Correctly printed - HB 609, HB 834, HB 835, HB 861, HJR 51, HJR 60.

Correctly engrossed - HB 801.

Examined by the sponsor (Conroy) and found to be correct - HB 25.

Examined by the sponsor (Waldron) and found to be correct - HB 760.

Signed by the Speaker at 2:00 p.m., 4/4/81 - HB 12, HB 179, HB 316, HB 442, HB 445, HB 770, HB 781.

TAXATION (Nordtvedt, Chairman): 4/3/81

HB 862, do not pass. Representative Nordtvedt moved the adoption of the Adverse Committee Report. Representative Lory made a substitute motion that HB 862 be rereferred to the Committee on Appropriations. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Dussault, Eudaily, Fabrega, Fagg, Gould, Hanson, Harrington, Hart, Hemstad, Holliday, Huennekens, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Sheldon, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Yardley, Mr. Speaker.

Total 66

Noes: Bengtson, Bennett, Brand, Conroy, Devlin, Ernst, Feda, Hannah, Harp, Iverson, Jacobsen, Manning, Nilson, Sales, Shontz, Sivertsen, Stobie, Vinger, Winslow, Zabrocki.

Total 20

Excused: Bardanouve, Donaldson, Dozier, Ellison, Hurwitz, Kessler, Manuel, Moore, Seifert.

Total 9

Absent or not voting: Ellerd, Harper, Lund, Nordtvedt, Waldron.

Total 5

### REPORTS OF SELECT COMMITTEES

SELECT COMMITTEE ON WATER (Roth, Chairman): 4/3/81  
SB 409, third reading copy, be amended as follows:

1. Page 3, line 8.

Strike: "HIGH"

Insert: "the highest"

Following: "PRIORITY"

Insert: "unless a water development project or activity designed to accomplish another objective is demonstrated to be more beneficial to a greater number of people"

2. Page 14, line 10.

Following: "~~and~~"

Insert: "and"

3. Page 14, line 14.

Strike: "<sup>2</sup> AND"

4. Page 14, lines 15 through 17.

Strike: line 15 through "COST" on line 17

5. Page 15, lines 2 and 3.

Strike: "or in starting a new business"

6. Page 15, line 4.

Following: "ownership"

Insert: "and operation"

7. Page 17, line 15.

Following: "made"

Insert: "or 25% of the total project cost, whichever is less"

8. Page 25, lines 24 and 25.

Strike: ", other capital improvements, and economic development"

9. Page 26, lines 10 and 11.

Strike: ", other capital improvements, and economic development"

10. Page 26, lines 18 and 19.

Strike: "but are not limited to"

11. Page 28, lines 22 and 23.

Strike: ", other capital improvements, or economic development"

12. Page 28, line 25 through line 1 on page 29.

Following: "PROJECT" on line 25

Strike: "<sup>2</sup> "

Insert: "<sup>2</sup> or"

Following: "ACTIVITY" on line 25

Strike: ", OTHER CAPITAL IMPROVEMENT OR OTHER ITEM OF DEVELOPMENT"

13. Page 29, line 2.

Following: "BY"

Insert: "a two-thirds vote of each house of"

14. Page 36, lines 6 and 7.

Strike: ", other capital improvements, and economic development"

15. Page 46, line 9.

Following: "PROJECT"

Strike: "<sup>2</sup> "

Insert: "<sup>2</sup> or"

16. Page 46, line 10.

Strike: "<sup>2</sup> CAPITAL IMPROVEMENT OR ITEM OF DEVELOPMENT"

17. Page 46, lines 11 and 12.

Following: "PROJECT"

Strike: " "

Insert: "<sup>2</sup>or"

Following: "ACTIVITY"

Strike: "<sup>2</sup>CAPITAL IMPROVEMENT, OR ITEM OF  
DEVELOPMENT"

And, as amended, be concurred in. Report adopted.

### MOTIONS

Representative Fagg moved that the rules be suspended to extend the transmittal deadline for all appropriation and revenue bills to the 76th legislative day. Motion carried.

Representative Dussault moved that HB 818 be taken from the Committee on Appropriations and printed and placed on Second Reading. This bill deals with the work-study program for college students. Motion failed by the following vote:

Ayes: Abrams, Andreason, Azzara, Bengtson, Brand, Brown, Daily, Dozier, Dussault, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manning, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 42

Noes: Anderson, Asay, Bennett, Bergene, Bertelsen, Briggs, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Keyser, Kitselman, Kropp, Lory, Lund, McLane, Meyer, Moore, Mueller, O'Hara, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Mr. Speaker.

Total 51

Paired: Azzara, Dozier, Dussault, Kemmis, Kessler, Menahan, Quilici, Ayes; Donaldson, Ellison, Hannah, Hurwitz, Lund, Moore, Seifert, Noes.

Excused: Bardanouve, Manuel.

Total 2

Absent or not voting: Burnett, Matsko, Nordtvedt, Phillips, Winslow.

Total 5

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following Senate bills were introduced, read first time and referred to committees:

SB 150, introduced by Kolstad, Goodover, Hafferman, Dover, Galt, Sivertsen, Quilici, Iverson, Thomas, McCallum, Manley, Spilker, Conover, Wallin, Vinger, Ochsner, Aklestad, Eudaily, Kitselman, Asay, Hammond. Referred to Committee on Taxation.

SB 200, introduced by Lee, Kolstad, Briggs, Jacobsen, Keating, Burnett, C. Smith, Underdal, Conroy, Kanduch, Hafferman, Conover, E. Smith, Roth. Referred to Committee on Taxation.

SB 252, introduced by Goodover, Fabrega, Nordtvedt. Referred to Committee on Taxation.

SB 283, introduced by Elliott. Referred to Committee on Taxation.

SB 460, introduced by Graham. Referred to Committee on Taxation.



**SECOND READING OF BILLS  
(COMMITTEE OF THE WHOLE)**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Keyser in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Nilson excused at this time.

Representative Fagg moved that HB 828 be passed to the bottom of the board. Motion carried.

Representative Menahan moved that HB 580, second reading copy, be amended. Amendment failed by the following vote:

Ayes: Azzara, Bennett, Bertelsen, Brand, Daily, Dussault, Fabrega, Harrington, Hart, Huennekens, Kanduch, Kennerly, Manning, Menahan, Metcalf, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Roush, Shelden, Teague, Williams, Zabrocki.

Total 25

Noes: Abrams, Anderson, Andreason, Asay, Bengtson, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Ernst, Eudaily, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McBride, McLane, Meyer, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Yardley.

Total 63

Excused: Bardanouve, Donaldson, Dozier, Ellison, Hurwitz, Kessler, Manuel, Moore, Nilson, Seifert.

Total 10

Absent or not voting: Robbins, Waldron.

Total 2

That HB 580 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bertelsen, Brand, Brown, Cozzens, Devlin, Dussault, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roush, Ryan, Shelden, Sivertsen, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 62

Noes: Bennett, Briggs, Burnett, Conroy, Curtiss, Ellerd, Ernst, Hannah, Jacobsen, Jensen, Keedy, Kropp, Nordtvedt, Robbins, Sales, Schultz, Shontz, Smith, Spilker, Stobie, Switzer, Underdal, Winslow.

Total 23

Excused: Bardanouve, Donaldson, Dozier, Ellison, Hurwitz, Kessler, Manuel, Moore, Nilson, Seifert.

Total 10

Absent or not voting: Bergene, Conn, Daily, Harrington, Roth.

Total 5

Representative Sivertsen excused at this time.

That HB 838 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hannah, Hanson, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Gould, Harp, Keedy.

Total 3

Excused: Bardanouve, Donaldson, Dozier, Ellison, Hurwitz, Kessler, Manuel, Moore, Nilson, Seifert, Sivertsen.

Total 11

Absent or not voting: Cozzens, Dussault, Harrington, Quilici, Roush.

Total 5

Representative Sivertsen present at this time.

Representative Marks moved that HB 855, second reading copy, be amended as follows:

1. Title, line 4.

Following: "APPROPRIATE"

Strike: "\$990,180"

Insert: "\$750,000"

2. Page 1, line 10.

Following: line 9

Strike: "\$990,180"

Insert: "\$750,000"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Brand, Harper, Pavlovich, Teague, Waldron.

Total 5

Excused: Bardanouve, Donaldson, Dozier, Ellison, Hurwitz, Kessler, Manuel, Moore, Nilson, Seifert.

Total 10

Absent or not voting: Harrington, Kitselman.

Total 2

And HB 855, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 82

Noes: Gould, Hart, Nordtvedt, Yardley.

Total 4

Excused: Bardanouve, Donaldson, Dozier, Ellison, Hurwitz, Kessler, Manuel, Moore, Nilson, Seifert.

Total 10

Absent or not voting: Burnett, Hannah, Stobie, Winslow.

Total 4

Representative Sivertsen excused at this time.

That HB 568 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Dussault, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Oberg, O'Connell, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Shelden, Spilker, Switzer, Teague, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 68

Noes: Brand, Briggs, Conroy, Cozzens, Ellerd, Fedá, Hannah, Nordtvedt, O'Hara, Pistoria, Sales, Schultz, Shontz, Smith, Stobie, Thoft, Winslow.

Total 17

Excused: Bardanouve, Donaldson, Dozier, Ellison, Hurwitz, Kessler, Manuel, Moore, Nilson, Seifert, Sivertsen.

Total 11

Absent or not voting: Kropp, Marks, Ryan, Underdal.

Total 4

That HB 674 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday,

Huennekens, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lory, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: None.

Total 0

Excused: Bardanouve, Donaldson, Dozier, Ellison, Hurwitz, Kessler, Manuel, Moore, Nilson, Seifert, Sivertsen.

Total 11

Absent or not voting: Bertelsen, Fagg, Iverson, Kropp, Lund, Manning, Marks, Nordtvedt, Roth, Sales.

Total 10

Representative Fagg in the Chair.

Representative Jensen excused at this time.

Representative Keyser moved that HB 709, second reading copy, be amended as follows:

1. Page 3.

Following: line 1

Insert: "(11) a grant to the Blue Ribbons of the Big Sky areawide planning organization for the Ennis Lake thermal problem control project: \$125,000;"

Renumber: subsequent subsections

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedas, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Bardanouve, Donaldson, Dozier, Ellison, Hurwitz, Jensen, Kessler, Manuel, Moore, Nilson, Seifert, Sivertsen.

Total 12

Absent or not voting: Bengtson.

Total 1

Representative Keyser in the Chair.

And HB 709, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss,



Daily, Devlin, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 86

Noes: Seifert, Spilker.

Total 2

Paired: Quilici, Aye; Seifert, No.

Excused: Bardanouve, Donaldson, Dozier, Ellison, Hurwitz, Jensen, Kessler, Manuel, Moore, Nilson, Sivertsen.  
Total 11

Absent or not voting: Bengtson.

Total 1

Representative Fagg moved that HB 859, second reading copy, be amended as follows:

1. Page 6, line 15.

Following: "(7)"

Insert: "(a)"

Following: "SUBSECTION"

Strike: "(7)"

Insert: "(b)"

2. Page 6.

Following: line 18

Strike: "(8)"

Insert: "(b)"

Amendment passed by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 79

Noes: None.

Total 0

Excused: Bardanouve, Donaldson, Dozier, Ellison, Hurwitz, Jensen, Kessler, Manuel, Moore, Nilson, Seifert, Sivertsen.  
Total 12

Absent or not voting: Abrams, Bengtson, Conroy, Devlin, Gould, Hanson, Keedy, Robbins, Waldron.  
Total 9

And HB 859, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Cozzens, Curtiss, Devlin, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 77

Noes: Briggs, Daily, Kanduch, Menahan, O'Connell, Pavlovich, Pistoria, Schultz, Stobie.

Total 9

Excused: Bardanouve, Donaldson, Dozier, Ellison, Hurwitz, Jensen, Kessler, Manuel, Moore, Nilson, Seifert, Sivertsen.

Total 12

Absent or not voting: Conroy, Yardley.

Total 2

Representative Marks excused at this time.

Representative Nordtvedt moved that SB 42, third reading copy, be amended as follows:

1. Title, line 6.

Following: "TO"

Strike: "5/6 OF"

2. Page 1, line 20.

Following: "of"

Strike: "5/6 OF"

3. Page 2, line 2.

Following: "~~of~~"

Strike: "5/6 OF"

4. Page 3, line 15.

Following: "of"

Strike: "5/6 OF"

5. Page 3, line 20.

Following: "of"

Strike: "5/6 OF"

6. Page 4, line 6.

Following: "of"

Strike: "5/6 OF"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Devlin, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich,

Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Daily.

Total 1

Excused: Bardanouve, Donaldson, Dozier, Ellison, Hurwitz, Jensen, Kessler, Manuel, Marks, Moore, Nilson, Seifert, Sivertsen.

Total 13

Absent or not voting: Bertelsen, Conroy, Hart, Kemmis, Shelden.

Total 5

Representative Nordtvedt moved that SB 42, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Dussault, Eller, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Daily.

Total 1

Excused: Bardanouve, Donaldson, Dozier, Ellison, Hurwitz, Jensen, Kessler, Manuel, Marks, Moore, Nilson, Seifert, Sivertsen.

Total 13

Absent or not voting: Fagg, Hart, Shelden.

Total 3

Representative Bengtson moved that consideration on HB 19 be passed for the day. Motion carried.

Representative Vincent in the Chair.

Representative Marks present at this time.

That HB 27 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Devlin, Dussault, Eller, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Iverson, Jacobsen, Keedy, Keyser, Kitselman, Kropp, Lory, Manning, Marks, Matsko, McLane, Meyer, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Phillips, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 67

Noes: Brown, Daily, Harper, Hart, Huennekens, Kanduch, Kemmis, Kennerly, McBride, Menahan, Metcalf, O'Connell, Pavlovich, Pistoria, Roush, Shelden, Shontz, Teague, Waldron.

Total 19

Excused: Bardanouve, Donaldson, Dozier, Ellison, Hurwitz, Jensen, Kessler, Manuel, Moore, Nilson, Seifert, Sivertsen.

Total 12

Absent or not voting: Curtiss, Lund.

Total 2

Representative Keyser in the Chair.

Representative Marks excused at this time.

That HB 160 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Devlin.

Total 1

Excused: Bardanouve, Donaldson, Dozier, Ellison, Hurwitz, Jensen, Kessler, Manuel, Marks, Moore, Nilson, Seifert, Sivertsen.

Total 13

Absent or not voting: Fagg, Lund.

Total 2

Representative Sivertsen present at this time.

That HB 469 do pass. Motion failed by the following vote:

Ayes: Abrams, Anderson, Asay, Bennett, Bergene, Bertelsen, Brand, Briggs, Conn, Conroy, Curtiss, Daily, Devlin, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Hemstad, Holliday, Jacobsen, Lory, Lund, McLane, Meyer, Neuman, Robbins, Roush, Ryan, Sales, Seifert, Smith, Stobie, Thoft, Underdal, Vincent, Vinger, Wallin.

Total 42

Noes: Andreason, Azzara, Bengtson, Burnett, Cozzens, Dussault, Hannah, Harper, Hart, Huennekens, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Manning, Matsko, McBride, Menahan, Metcalf, Mueller, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Schultz, Shelden, Sivertsen, Spilker, Switzer, Teague, Waldron, Williams, Winslow, Zabrocki.

Total 42

Paired: Seifert, Aye; Hannah, No.

Excused: Bardanouve, Donaldson, Dozier, Ellison, Hurwitz, Jensen, Kessler, Manuel, Marks, Moore, Nilson.

Total 11

Absent or not voting: Brown, Harrington, Nordtvedt, Shontz, Yardley.



Total 5

Representatives Bardanouve, Manuel, and Moore present at this time.

That HB 469 do not pass. Motion failed by the following vote:

Ayes: Andreason, Azzara, Bardanouve, Bengtson, Cozzens, Daily, Dozier, Dussault, Fagg, Hannah, Harper, Harrington, Hart, Huennekens, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Matsko, McBride, Metcalf, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Shelden, Spilker, Switzer, Teague, Waldron, Williams, Winslow, Zabrocki.

Total 43

Noes: Abrams, Anderson, Asay, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Devlin, Ellerd, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Hemstad, Holliday, Jacobsen, Lory, Lund, Manning, Manuel, McLane, Menahan, Meyer, Moore, Neuman, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Stobie, Thoft, Underdal, Vincent, Vinger, Wallin, Yardley.

Total 52

Paired: Dozier, Hannah, Kessler, Nilson, Ayes; Burnett, Gould, Harp, Seifert, Noes.

Excused: Donaldson, Ellison, Hurwitz, Jensen, Marks.

Total 5

Absent or not voting: None.

Total 0

Representative Fagg moved that the House reconsider its action on HB 469. Motion carried.

That HB 469 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Devlin, Ellerd, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Hemstad, Holliday, Iverson, Jacobsen, Kanduch, Keyser, Lory, Lund, Manning, Manuel, Matsko, McLane, Meyer, Moore, Neuman, Nordtvedt, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Stobie, Thoft, Underdal, Vincent, Vinger, Wallin, Yardley.

Total 55

Noes: Andreason, Azzara, Bardanouve, Bengtson, Cozzens, Daily, Dozier, Dussault, Fagg, Hannah, Harper, Harrington, Hart, Huennekens, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, McBride, Menahan, Metcalf, Mueller, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Shelden, Spilker, Switzer, Teague, Waldron, Williams, Winslow, Zabrocki.

Total 39

Paired: Burnett, Gould, Harp, Seifert, Ayes; Dozier, Hannah, Kessler, Nilson, Noes.

Excused: Donaldson, Ellison, Hurwitz, Jensen, Marks.

Total 5

Absent or not voting: Bertelsen.

Total 1

That the Committee rise and report. (Keyser, Chairman). Report adopted. (74-9)

### MESSAGES FROM THE OTHER HOUSE

House Bill concurred in as amended and returned to the House for concurrence in Senate Amendments: 4/3/81

House Bill No. 13, introduced by Fabrega

Conference Committee Report rejected: 4/3/81

Conference Committee Report on House Bill No. 301

House Bill not concurred in and returned to the House: 4/3/81

House Bill No. 664, introduced by Vincent

House Bills concurred in and returned to the House: 4/3/81

House Bill No. 561, introduced by Sivertsen

House Bill No. 622, introduced by Neuman, Meyer, Switzer, Abrams, et al.

House Bill No. 804, introduced by Williams, Switzer, Vinger, et al.

Senate Bills passed as amended and transmitted to the House for concurrence: 4/3/81

Senate Bill No. 150, introduced by Kolstad, Dover, Goodover, et al.

Senate Bill No. 200, introduced by Lee, Kolstad, Briggs, et al.

Senate Bill No. 252, introduced by Goodover, Fabrega, Nordtvedt

Senate Bill No. 283, introduced by Elliott

Senate Bill passed and transmitted to the House for concurrence: 4/3/81

Senate Bill No. 460, introduced by Graham

The Senate, on 4/3/81, requested the return of the following House Bill for further consideration:

House Bill No. 655, introduced by Anderson

### MOTIONS

Representative Fagg moved that the House accede to the request of the Senate and return HB 655 for further consideration. Motion carried.

Representative Fagg moved that the House adjourn until 10:00 a.m., April 6, 1981.

Motion carried.

House adjourned at 4:05 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

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## SEVENTY-SIXTH LEGISLATIVE DAY

Helena, Montana  
April 6, 1981

House Chambers  
Capitol Building

House convened at 10:20 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Azzara, Harrington, Manning, Nilson, Quilici, Roush, Teague, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journals for the Seventy-second, Seventy-third, and Seventy-fourth Legislative Days, find the same to be correct.

SPIPKER, Chairman

### COMMUNICATIONS AND PETITIONS

Montana General Assembly  
c/o The Honorable Robert Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

April 2, 1981

Ladies and Gentlemen of the Montana Legislature:

As Governor of the State of Georgia, I am heartened to receive the condolences of you and your people. The consideration you have shown for our tragic loss is deeply appreciated.

I am especially touched by the massive public outpouring of sympathy that has surrounded our people in this time of tragedy, grief and fear. And I appreciate your letter all the more, for the brotherhood you expressed in it will be the only medicine for the wounded spirits of our people after the crimes have ended and the sentences have been passed.

I thank you for your devotion to your fellow Americans, and I pray with you for a speedy end to these senseless murders.

Sincerely,

George Busbee

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 4/4/81  
Correctly printed - HB 676, HB 854.  
Correctly engrossed - HB 45, HB 217.  
Correctly engrossed - HB 469, HB 568, HB 580. 4/6/81  
Considered correctly engrossed - HB 160, HB 838. 4/5/81  
Correctly enrolled - HB 25, HB 760, HB 797, HJR 21. 4/4/81  
Correctly enrolled - HB 622. 4/6/81  
Examined by the sponsor (Neuman) and found to be correct - HB 622.  
Examined by the sponsor (Bennett) and found to be correct - HB 797.  
Examined by the sponsor (Seifert) and found to be correct - HJR 21. 4/4/81  
Signed by the Speaker at 1:50 p.m., 4/4/81 - HB 25, HB 760, HB 797, HJR 21.  
Signed by the Speaker at 1:32 p.m., 4/6/81 - HB 95, HB 788.



Delivered to the Governor for his approval at 2:05 p.m., 4/6/81 - HB 333, HB 555, HB 738.

Delivered to the Governor for his approval at 3:40 p.m., 4/6/81 - HB 12, HB 25, HB 95, HB 179, HB 316, HB 442, HB 445, HB 760, HB 770, HB 781, HB 788, HB 797.

Representative Hemstad excused at this time.

#### APPROPRIATIONS (Lund, Chairman):

4/4/81

HB 866, do not pass. Representative Lund moved the adoption of the Adverse Committee Report. Representative Brand made a substitute motion that HB 866 be printed and placed on Second Reading. Motion failed. (34-59) Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Hemstad, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 60

Noes: Abrams, Bardanouve, Bengtson, Brand, Brown, Daily, Dozier, Dussault, Harp, Harper, Hart, Holliday, Huennekens, Jacobsen, Kemmis, Kennerly, Kessler, Manuel, McBride, Menahan, Metcalf, Oberg, O'Connell, Pavlovich, Pistoria, Robbins, Shelden, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 32

Paired: Hemstad, Aye; Menahan, No.

Excused: Azzara, Harrington, Manning, Nilson, Quilici, Roush, Teague.

Total 7

Absent or not voting: Fabrega.

Total 1

Representative Azzara present at this time.

HB 851, do pass. Report adopted.

#### HUMAN SERVICES (Gould, Chairman):

4/6/81

HR 4, introduced bill, be amended as follows:

1. Title, line 4.

Following: "HOUSE OF"

Strike: "REPRESENTTIVES"

Insert: "REPRESENTATIVES"

2. Page 2.

Following: line 5

Insert: "WHEREAS, the Deer Lodge Research Unit, having been involved in an ongoing drug research program since 1966, has made a significant contribution to the body of knowledge available concerning the impact of new drugs on human beings; and"

3. Page 2.

Following: line 12

Insert: "WHEREAS, the Deer Lodge Research Unit provides a useful summer training program for pharmacy students from the University of Montana; and"

WHEREAS, drug research of the nature conducted at the Deer Lodge Research Unit benefits the entire nation; and"

4. Page 2, line 14.

Following: "at"

Insert: "Federal Register"

And, as amended, be adopted. Report adopted.

SJR 28, be concurred in. Report adopted. 4/4/81

SJR 29, third reading copy, be amended as follows: 4/6/81

1. Page 2, line 22.

Following: "communities;"

Strike: "and"

2. Page 2, line 25.

Following: "institutions"

Strike: ","

Insert: "; and"

(4) the effectiveness and adequacy of public and private services and programs designed to assist youth and families in dealing with problems to prevent youth from having to be removed from their homes."

3. Page 3, line 7.

Following: "Services,"

Insert: "Department of Institutions,"

And, as amended, be concurred in. Report adopted.

TAXATION (Nordtvedt, Chairman): 4/6/81

SB 484, be concurred in. Report adopted.

### REPORTS OF SELECT COMMITTEES

SELECT COMMITTEE ON WATER (Roth, Chairman): 4/6/81

HB 846, do pass. Report adopted.

### MESSAGES FROM THE OTHER HOUSE

Senate Bill passed as amended and transmitted to the House for concurrence: 4/4/81

Senate Bill No. 355, introduced by Blaylock, Fabrega

Senate Bill passed and transmitted to the House for concurrence: 4/4/81

Senate Bill No. 383, introduced by Norman, Turnage

Free Conference Committee Report adopted: 4/4/81

Free Conference Committee Report on Senate Bill No. 125, introduced by Dover, Galt, M. Anderson, et al.

House Amendments to Senate Bills concurred in: 4/4/81

House Amendments to Senate Bill No. 162, introduced by Mazurek

House Amendments to Senate Bill No. 239, introduced by Hazelbaker

House Amendments to Senate Bill No. 278, introduced by Graham

House Amendments to Senate Bill No. 308, introduced by Himsl, S. Brown

House Amendments to Senate Bill No. 316, introduced by Towe, Turnage

House Amendments to Senate Bill No. 321, introduced by Halligan, Gould, Mazurek, et al.

House Amendments to Senate Bill No. 342, introduced by S. Brown, Himsl

House Amendments to Senate Bill No. 363, introduced by Ochsner, Roth, Kolstad, et al.

House Amendments to Senate Bill No. 370, introduced by M. Anderson, S. Brown

House Amendments to Senate Bill No. 434, introduced by Tveit

House Amendments to Senate Bill No. 456, introduced by Mazurek, B. Brown

House Bill concurred in and returned to the House: 4/4/81

House Bill No. 92, introduced by Asay

House Bill concurred in as amended and returned to the House for concurrence in Senate Amendments: 4/4/81

House Bill No. 223, introduced by Schultz, Burnett, Underdal, et al.

Governor's Amendments to Senate Bills concurred in and transmitted to the House for concurrence in Governor's Amendments: 4/4/81

Governor's Amendments to Senate Bill No. 41, introduced by Hafferman

Governor's Amendments to Senate Bill No. 414, introduced by Boylan

### **FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS**

The following House bills were introduced, read first time and referred to committees:

HB 868, introduced by Shontz, Oberg, Harrington, Regan, Yardley, Huennekens, Matsko, P. Ryan, Eck, S. Brown, Nilson, Graham, Jacobson, Healy, Haffey, Conover, Berg, Boylan, Halligan, Harp, Schultz, Phillips, Wallin, Kropp, Briggs, (By Request of the Governor's Office). Referred to Committee on Appropriations.

HB 869, introduced by Meyer, Goodover, Hemstad, Fabrega, Conn, Keedy, McBride, Azzara, J. O'Hara, Jacobson, Nilson, Bergene, Pistoria, R. Manning, Lory, Phillips, Neuman, O'Connell, Vinger, Crippen, Haffey, Matsko, R. Anderson, Pavlovich, D. Brown, Hanson, Eudaily, McLane, Harrington, Daily, Kanduch, Devlin, Quilici, Burnett, Dussault, Shelden, Teague, Menahan, Holliday, Harper, Gould, Roush, Waldron, Kennerly, Huennekens, Fagg, Underdal, J. Ryan, Kitselman, Iverson, Curtiss, Feda, Asay, P. Ryan, Jacobsen, Metcalf, Hart, Zabrocki, Lee, Switzer, Oberg, Kemmis, Thomas, Severson, Yardley, Manley, Williams, Mazurek, Boylan, Robbins, Norman, B. Brown, Berg, Halligan, Olson, Hafferman, Conover, Ochsner, Healy, Tveit, Johnson, Towe. Referred to Committee on Appropriations.

HJR 65, introduced by Harrington, Quilici, McBride, Azzara, D. Brown, Shontz, Menahan, Dozier, Nilson, Pavlovich, Daily, Jacobson, Haffey, Healy, Stimatz, Kennerly, O'Connell, Harper, Yardley, Robbins,

Waldron, Zabrocki, Bengtson, Williams, Pistoria. Referred to Committee on Business and Industry.

The following Senate bills were introduced, read first time and referred to committees:

SB 355, introduced by Blaylock, Fabrega, (By Request of the Governor). Referred to Committee on Taxation.

SB 383, introduced by Norman, Turnage. Referred to Committee on Local Government.

### MOTIONS

Representative Fagg moved that the rules be temporarily suspended to allow HB 851, which passed out of committee today, to be placed on Second Reading this same day. Motion carried unanimously.

Representative Kemmis moved that the rules be temporarily suspended to allow HB 846, which passed out of committee today, to be placed on Second Reading this same day. Motion carried unanimously.

Representative Kemmis moved that SB 409 be placed at the top of the Second Reading board followed by HB 851 and HB 846. Motion carried.

Representative Fagg moved that the rules be suspended to allow all bills which pass Second Reading this day to be heard on Third Reading the same day. Motion carried unanimously.

Representative Conroy moved that HB 861 be placed below HB 846 on the Second Reading board. Motion carried.

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Keedy in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representatives Harrington, Manning, Nilson, and Quilici present at this time.

Representative Roth moved that SB 409, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Sheldon, Shontz, Sivertsen, Smith, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90



Noes: None.

Total 0

Excused: Hemstad, Roush, Teague.

Total 3

Absent or not voting: Brand, Fabrega, Harrington, Lund, Marks, Nordtvedt, Spilker.

Total 7

Representatives Curtiss and Holliday excused at this time.

Representative Hemstad present at this time.

Representative Kemmis moved that HB 851, second reading copy, be amended as follows:

1. Title, line 5.

Following: "ACT"

Strike: "APPROPRIATING COAL SEVERANCE TAX TRUST PROCEEDS FOR DEBT SERVICE ON AND CREATING A STATE DEBT WITH A LIMIT OF \$500 MILLION FOR STATE OF MONTANA COAL SEVERANCE TAX BONDS; AND"

2. Page 1, line 14 through line 5 on page 2.

Strike: section 1 in its entirety

Renumber: subsequent sections

3. Page 2, lines 14 through 19.

Following: "instruction."

Strike: subsection (1) in its entirety

Following: line 18

Strike: "(2)"

4. Page 2, line 19.

Following: "Section"

Strike: "2"

Insert: "1"

5. Page 2, line 21.

Following: "section"

Strike: "2"

Insert: "1"

6. Page 2, line 22 through line 2 on page 3.

Strike: section 4 in its entirety

Renumber: subsequent section

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Ryan, Sales, Schultz, Sheldon, Shontz, Smith, Spilker, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: Bennett, Brown, Burnett, Conroy, Curtiss, Hemstad, Hurwitz, Kanduch, Keyser, Moore, Roth, Seifert, Sivertsen, Thoft.

Total 14

Paired: Holliday, Spilker, Ayes; Curtiss, Roth, Noes.

Excused: Roush, Teague.

Total 2

Absent or not voting: Fabrega, Marks.

Total 2

Representative Holliday present at this time.

And HB 851, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Brown, Burnett, Curtiss, Stobie.

Total 4

Paired: Moore, Aye; Curtiss, No.

Excused: Roush, Teague.

Total 2

Absent or not voting: Fabrega, Hannah, Iverson, O'Hara.

Total 4

That the Committee rise and report and beg leave to sit again. (Keedy, Chairman). Report adopted. (86-1)

Representative Fagg moved that the House stand in recess for 1 hour, reconvening at 1:30 p.m. Motion carried.

House recessed at 12:30 p.m.

House reconvened at 1:45 p.m.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative Vincent in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representatives Curtiss and Teague present at this time.

Representative Waldron excused at this time.

That HB 861 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McLane, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Roush, Waldron.

Total 2

Absent or not voting: Andreason, Feda, Harper, Iverson, Nordtvedt, Stobie.

Total 6

Representative Asay moved that HB 846, second reading copy, be amended as follows:

1. Page 3, line 3.

Following: "IN"

Strike: "15-35-108(2)(G)"

Insert: "90-2-102(4)"

2. Page 4, line 2.

Following: "rehabilitation."

Insert: "(1) The legislature, through the enactment of this section by a vote of three-fourths of the members of each house of the legislature as required by Article IX, Section 5 of the Montana Constitution, appropriates from the severance tax bond subfund all money necessary for the payment of any principal and interest not provided for in subsection (2) of this section. The legislature, through the enactment of this section by a vote of three-fourths of the members of each house of the legislature, incorporates by reference sections 24 through 42 of Senate Bill 409 as part of the appropriation authorized by this section.

(2) The legislature, through the enactment of this section by a two-thirds vote of the members of each house of the legislature, authorizes the creation of a state debt in an amount not to exceed \$10 million for the issuance of state of Montana coal severance tax bonds authorized by this section."

Renumber: subsequent subsections

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Hart,

Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Roush, Waldron.

Total 2

Absent or not voting: Cozzens, Dussault, Fagg, Harper, Harrington, Iverson, Keedy, Kitselman, Manuel, Moore, Nilson, Ryan, Stobie.

Total 13

Representative Waldron present at this time.

Representative Keedy in the Chair.

And HB 846, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 97

Noes: None.

Total 0

Excused: Roush.

Total 1

Absent or not voting: Marks, Nordtvedt.

Total 2

Representative Feda excused at this time.

That HB 19 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz,



Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 88

Noes: Bennett, Burnett, Conroy, Hurwitz, Seifert, Smith, Stobie.  
Total 7

Excused: Feda, Roush.  
Total 2

Absent or not voting: Bardanouve, Fagg, Nordtvedt.  
Total 3

Representative Shontz moved that HB 499, second reading copy, be amended. Amendment failed by the following vote:

Ayes: Azzara, Brand, Brown, Daily, Dussault, Harper, Harrington, Hart, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Robbins, Shelden, Shontz, Stobie, Switzer, Vincent, Waldron, Williams, Yardley, Zabrocki.  
Total 34

Noes: Abrams, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Quilici, Roth, Ryan, Sales, Schultz, Seifert, Smith, Spilker, Thoft, Underdal, Vinger, Wallin, Winslow.  
Total 60

Excused: Feda, Roush.  
Total 2

Absent or not voting: Anderson, Bardanouve, Sivertsen, Teague.  
Total 4

Representative Brown excused at this time.

Representative Marks moved that HB 499, second reading copy, be amended as follows:

1. Title, line 9.

Following: "1979"

Insert: "; AND PROVIDING AN EFFECTIVE DATE"

2. Page 1, line 19.

Following: "cents"

Insert: "July 1, 1981, and 13 cents July 1, 1982,"

3. Page 2, line 17.

Following: "fuel"

Insert: "July 1, 1981, and 16 cents July 1, 1982,"

4. Page 3.

Following: line 6

Insert: "Section 4. Effective date. This act is effective on passage and approval."

Amendment passed by the following vote:

Ayes: Asay, Azzara, Bennett, Bergene, Bertelsen, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg,

Feda, Hannah, Hanson, Hart, Holliday, Huennekens, Hurwitz, Jensen, Keedy, Kessler, Kitselman, Kropp, Lory, Lund, Marks, McLane, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Ryan, Sales, Schultz, Sivertsen, Spilker, Stobie, Switzer, Underdal, Vinger, Wallin, Winslow, Yardley.

Total 51

Noes: Abrams, Anderson, Bengtson, Brand, Briggs, Brown, Conroy, Daily, Dozier, Dussault, Gould, Harp, Harper, Harrington, Hemstad, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Keyser, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roth, Seifert, Shelden, Shontz, Smith, Teague, Thoft, Vincent, Waldron, Williams, Zabrocki.

Total 46

Paired: Burnett, Feda, Ayes; Brown, Menahan, Noes.

Excused: Roush.

Total 1

Absent or not voting: Andreason, Bardanouve.

Total 2

Representative O'Connell excused at this time.

And HB 499, as amended, do pass by the following vote:

Ayes: Anderson, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hanson, Hart, Holliday, Huennekens, Jensen, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Phillips, Ryan, Sales, Sivertsen, Spilker, Stobie, Switzer, Underdal, Vinger, Wallin, Winslow, Yardley.

Total 51

Noes: Abrams, Bengtson, Brand, Briggs, Brown, Conroy, Daily, Dozier, Dussault, Gould, Hannah, Harp, Harper, Harrington, Hemstad, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Nilson, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shelden, Shontz, Smith, Teague, Thoft, Vincent, Waldron, Williams, Zabrocki.

Total 48

Paired: Burnett, Feda, Nordtvedt, Sivertsen, Ayes; Brown, Menahan, O'Connell, Roush, Noes.

Excused: None.

Total 0

Absent or not voting: Andreason.

Total 1

Representative Brown present at this time.

That HB 620 do pass. Representative Ellerd made a substitute motion that HB 620 do not pass. Motion failed. (21-71) Representative Moore made a substitute motion that HB 620 be placed below HB 767 for the purpose of amendment. Motion failed. Thereupon, HB 620 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin,

Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, Pavlovich, Phillips, Quilici, Robbins, Ryan, Schultz, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.  
Total 71

Noes: Asay, Azzara, Brand, Conroy, Cozzens, Dozier, Dussault, Ellerd, Hannah, Hurwitz, Kemmis, Kessler, McBride, Moore, Nordtvedt, O'Hara, Pistoria, Roth, Sales, Winslow.  
Total 20

Excused: Feda, O'Connell, Roush.  
Total 3

Absent or not voting: Bardanouve, Iverson, Seifert, Shelden, Sivertsen, Smith.  
Total 6

That HB 767 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bergene, Brand, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 78

Noes: Curtiss, Dussault, Ellerd, Hannah, Kessler, Roth.  
Total 6

Excused: Feda, O'Connell, Roush.  
Total 3

Absent or not voting: Bardanouve, Bengtson, Bennett, Bertelsen, Burnett, Conroy, Hurwitz, Iverson, Jensen, Nordtvedt, Quilici, Sivertsen, Underdal.  
Total 13

That HB 810 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 88

Noes: Ellerd, Hannah, Stobie.  
Total 3



Excused: Feda, O'Connell, Roush.

Total 3

Absent or not voting: Azzara, Bardanouve, Bergene, Hart, Huennekens, Nordtvedt.

Total 6

That HB 827 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ernst, Eudaily, Fabrega, Gould, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Schultz, Shelden, Shontz, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 67

Noes: Andreason, Brand, Dozier, Ellerd, Hannah, Harp, Hemstad, Jacobsen, Jensen, Lund, Marks, Moore, O'Hara, Ryan, Sales, Sivertsen, Smith, Spilker, Switzer, Winslow.

Total 20

Excused: Feda, O'Connell, Roush.

Total 3

Absent or not voting: Azzara, Bardanouve, Burnett, Ellison, Fagg, Iverson, Oberg, Seifert, Stobie, Teague.

Total 10

That HB 863 do pass by the following vote:

Ayes: Abrams, Anderson, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Conn, Cozzens, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 70

Noes: Bardanouve, Burnett, Conroy, Curtiss, Daily, Hannah, Jacobsen, Kanduch, Manuel, McLane, Neuman, Pavlovich, Thoft.

Total 13

Excused: Feda, O'Connell, Roush.

Total 3

Absent or not voting: Andreason, Asay, Azzara, Bertelsen, Ellison, Fagg, Kessler, Marks, Oberg, O'Hara, Seifert, Sivertsen, Spilker, Stobie.

Total 14

That HB 864 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Bardanouve, Bengtson, Bennett, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ernst, Eudaily, Fabrega, Gould, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manuel,



Matsko, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 72

Noes: Brand, Dussault, Ellerd, Hannah, Harper, Huennekens, Keedy, Kemmis, Kessler, Manning, McBride, McLane, Neuman, Nordtvedt, O'Hara, Winslow.

Total 16

Excused: Fedra, O'Connell, Roush.

Total 3

Absent or not voting: Asay, Azzara, Bergene, Bertelsen, Ellison, Fagg, Marks, Roth, Sivertsen.

Total 9

That HB 865 do pass by the following vote:

Ayes: Abrams, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Nilson, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Sales, Shelden, Shontz, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Zabrocki.

Total 60

Noes: Anderson, Andreason, Asay, Burnett, Conroy, Cozzens, Curtiss, Daily, Hannah, Harp, Hurwitz, Iverson, Jensen, Keedy, Kitselman, Lund, Marks, McLane, Moore, Neuman, Nordtvedt, O'Hara, Roth, Ryan, Schultz, Sivertsen, Smith, Spilker, Stobie, Switzer, Vinger, Winslow.

Total 32

Excused: Fedra, O'Connell, Roush.

Total 3

Absent or not voting: Azzara, Ellison, Fagg, Seifert, Yardley.

Total 5

Representative Hanson moved that SB 257, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Ryan, Sales, Shelden, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 73

Noes: Asay, Burnett, Conroy, Hannah, Harp, Hurwitz, Keyser, McLane, Neuman, Roth, Schultz, Shontz, Smith, Underdal, Winslow.

Total 15

Excused: Fedra, O'Connell, Roush.

Total 3

Absent or not voting: Andreason, Bengtson, Briggs, Kennerly, Lund, Marks, Seifert, Sivertsen, Vinger.  
Total 9

Representative Fabrega moved that HB 609, second reading copy, be amended as follows:

1. Page 3, line 21.

Following: "ISSUED,"

Strike: "the property"

Insert: "improvements to real property that represent new manufacturing industry construction or expansion of an existing manufacturing industry"

2. Page 3, line 22.

Following: "of"

Strike: "its"

Insert: "their"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow.  
Total 85

Noes: Devlin, Keyser, Switzer.

Total 3

Excused: Feda, O'Connell, Roush.

Total 3

Absent or not voting: Cozzens, Dozier, Ellerd, Iverson, Kropp, Shelden, Sivertsen, Yardley, Zabrocki.

Total 9

Representative Fabrega moved that HB 609, second reading copy, be further amended as follows:

1. Page 4, lines 6 through 8.

Following: "jurisdiction" on line 6

Strike: remainder of line 6 through "ELECTION" on line 8

Amendment passed by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz,

Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Feda, O'Connell, Roush.

Total 3

Absent or not voting: Anderson, Cozzens, Dozier, Ellison, Iverson, Kropp, Lund, Shelden, Sivertsen, Switzer, Yardley.

Total 11

And HB 609, as amended, do pass by the following vote:

Ayes: Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Daily, Devlin, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 79

Noes: Bennett, Bertelsen, Cozzens, Curtiss, Dozier, Iverson, Kitselman, Nordtvedt, Sales, Smith, Winslow.

Total 11

Excused: Feda, O'Connell, Roush.

Total 3

Absent or not voting: Abrams, Asay, Ellison, Hannah, Marks, Roth, Yardley.

Total 7

That HB 676 do pass by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Anderson, Brand, Keedy, McLane, Seifert.

Total 5

Excused: Feda, O'Connell, Roush.

Total 3

Absent or not voting: Ellison, Kanduch, Teague.

Total 3

Representative Fabrega moved that HB 834, second reading copy, be amended as follows:

1. Statement of Intent, line 5.

Following: "Section"

Strike: "4"

Insert: "5"

Amendment passed by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Feda, O'Connell, Roush.

Total 3

Absent or not voting: Abrams, Bertelsen, Conroy, Cozzens, Nordtvedt, Pistoria, Winslow.

Total 7

And HB 834, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Sales, Schultz, Seifert, Shelden, Sivertsen, Spilker, Switzer, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow.

Total 84

Noes: Brand, Dozier, Hart, Ryan, Smith, Stobie, Underdal, Zabrocki.

Total 8

Excused: Feda, O'Connell, Roush.

Total 3

Absent or not voting: Daily, Harrington, Shontz, Teague, Yardley.

Total 5

That HB 835 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould,



Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Winslow.

Total 77

Noes: Bennett, Brand, Hannah, Iverson, Jacobsen, Keyser, Moore, Phillips, Stobie, Wallin, Zabrocki.

Total 11

Excused: Feda, O'Connell, Roush.

Total 3

Absent or not voting: Azzara, Burnett, Devlin, Ellison, Kessler, Lund, Marks, Nordtvedt, Yardley.

Total 9

Representatives Andreason and Waldron excused at this time.

Representative Cozzens moved that HB 854, second reading copy, be amended. Amendment failed by the following vote:

Ayes: Andreason, Asay, Bennett, Bertelsen, Briggs, Burnett, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Fagg, Gould, Hannah, Hanson, Hurwitz, Jensen, Keyser, Kropp, Marks, Matsko, McLane, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Seifert, Sivertsen, Spilker, Stobie, Switzer, Underdal, Vinger, Wallin, Winslow.

Total 39

Noes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bergene, Brand, Brown, Conn, Daily, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, Pavlovich, Pistoria, Quilici, Robbins, Roush, Schultz, Shelden, Shontz, Smith, Teague, Thoft, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 58

Paired: Andreason, Burnett, Moore, Ayes; Roush, Vincent, Waldron, Noes.

Excused: Feda, O'Connell.

Total 2

Absent or not voting: Kanduch.

Total 1

That HB 854 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Williams, Yardley, Zabrocki.

Total 79

Noes: Burnett, Conroy, Cozzens, Hannah, Hurwitz, Jensen, McLane, Moore, Mueller, Nordtvedt, Phillips, Sales, Stobie, Underdal, Wallin, Winslow.

Total 16

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: None.

Total 0

Representative Sivertsen moved that HJR 52 be placed above SB 483.  
Motion carried.

That HJR 52 do pass by the following vote:

Ayes: Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Curtiss, Daily, Donaldson, Dussault, Ellerd, Fabrega, Gould, Hanson, Harrington, Hart, Holliday, Huennekens, Hurwitz, Jacobsen, Kemmis, Kennerly, Kessler, Lory, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Pavlovich, Quilici, Robbins, Sales, Seifert, Sheldon, Sivertsen, Smith, Spilker, Teague, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 59

Noes: Abrams, Bennett, Brand, Brown, Devlin, Dozier, Ernst, Eudaily, Fagg, Hannah, Harp, Harper, Hemstad, Iverson, Jensen, Kanduch, Keedy, Keyser, Kitselman, Kropp, Manning, Moore, Nilson, Phillips, Pistoria, Roth, Ryan, Schultz, Shontz, Stobie, Switzer, Thoft, Vinger.

Total 33

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: Cozzens, Ellison, Lund.

Total 3

Representative Burnett moved that SB 483, third reading copy, be amended as follows:

1. Page 10, line 13.

Following: "him"

Insert: "each year that a change in classification or appraised value occurs"

Amendment passed by the following vote:

Ayes: Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Sheldon, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Harp.

Total 1

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: Abrams, Cozzens, Ellison, Iverson, Kanduch, Matsko, Oberg, Seifert, Shontz, Underdal.

Total 10

Representative Williams moved that SB 483, as amended, be concurred in. Representative Fabrega made a substitute motion that SB 483, third reading copy, be further amended as follows:

1. House Taxation Committee amendment no. 13, dated 4/2/81.

Following: "class twelve" in line 1 of the inserted language

Insert: "and class thirteen"

Amendment passed by the following vote:

Ayes: Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Brand, Harp.

Total 2

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: Abrams, Bardanouve, Conroy, Ellison, Kemmis, Lund, Manning, Marks, Shelden.

Total 9

Representative Fagg moved that consideration on SB 483 be passed for the day. Motion failed. (21-67)

Representative Williams moved that SB 483, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Vincent, Williams, Winslow, Yardley, Zabrocki.

Total 71

Noes: Bennett, Brand, Brown, Cozzens, Devlin, Fagg, Gould, Hannah, Harp, Hemstad, Iverson, Kitselman, McLane, Nordtvedt, O'Hara, Ryan, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Wallin.

Total 24



Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: None.

Total 0

Representative Fagg moved that HB 828, third reading copy, be amended as follows:

1. Title, line 9.

Following: "BORDERS<sub>1</sub>,"

Insert: "CREATING A LEGISLATIVE OVERSIGHT COMMITTEE;"

2. Page 1.

Following: line 19

Insert: "Section 2. Legislative oversight committee. There is created a legislative oversight committee of four legislators, one each selected by the majority leader of the Senate, the majority leader of the House, the minority leader of the Senate, and the minority leader of the House, to oversee the use of the money appropriated under this act. The governor shall seek the advice of the legislative oversight committee before all major commitments of funds from this appropriation before the hiring of any consultant or lobbyist and before setting any policy regarding the direction of any policy for the protection of coal severance tax. The final decision shall, however, remain with the governor. The members of the legislative oversight committee are entitled to compensation and expenses in the same manner as members of other interim legislative committees from this appropriation."

Renumber: subsequent section

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Stobie.

Total 1

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: Fagg, Meyer.

Total 2

Representative Lund moved that HB 828, third reading copy, be further amended. The amendment was withdrawn. Representative Nordtvedt moved the following amendment:

1. Page 1, line 14.



Following: "the"

Strike: "interest earned on the coal tax trust"

Insert: "general"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Brand, Dozier, Gould, Harper, Harrington, Hart, Jacobsen, Nilson.

Total 8

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: Daily, Harp, Kropp, Menahan.

Total 4

And HB 828, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 85

Noes: Bennett, Burnett, Conroy, Ryan, Stobie.

Total 5

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: Donaldson, Fabrega, Kropp, Sivertsen, Williams.

Total 5

That the Committee rise and report. (Keedy, Chairman). Report adopted. (83-9)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 580 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily,

Devlin, Donaldson, Dozier, Dussault, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Pistoria, Quilici, Ryan, Seifert, Shelden, Sivertsen, Teague, Thoft, Vincent, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 69

Noes: Burnett, Conroy, Ellison, Ernst, Hart, Hurwitz, Jacobsen, Jensen, Keyser, Kropp, Moore, Phillips, Robbins, Roth, Sales, Schultz, Shontz, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Winslow.

Total 24

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: Ellerd, Hannah.

Total 2

House Bill No. 838 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Gould.

Total 1

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: Hannah.

Total 1

House Bill No. 855 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 90

Noes: Nordtvedt, Roth, Smith, Yardley.

Total 4

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: Hannah.

Total 1

House Bill No. 568 was passed by the following vote:

Ayes: Abrams, Anderson, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Curtiss, Daily, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, Pavlovich, Phillips, Quilici, Robbins, Ryan, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 73

Noes: Asay, Bardanouve, Brand, Briggs, Conroy, Cozzens, Devlin, Donaldson, Ellerd, Hannah, Hurwitz, Moore, Nordtvedt, O'Hara, Pistoria, Sales, Schultz, Smith, Stobie, Thoft, Winslow.

Total 21

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: Roth.

Total 1

House Bill No. 674 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: Nordtvedt.

Total 1

House Bill No. 709 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd,



Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Moore, Seifert.

Total 2

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: None.

Total 0

House Bill No. 859 was passed by the following vote:

Ayes: Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Quilici, Robbins, Roth, Ryan, Sales, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Abrams, Bardanouve, Brand, Daily, Ellison, Harrington, Kanduch, Pavlovich, Pistoria, Schultz.

Total 10

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: None.

Total 0

Senate Bill No. 42, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Robbins, Roth, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Brown, Iverson, Moore, Pavlovich, Quilici, Seifert, Smith, Teague.

Total 8



Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: None.

Total 0

House Bill No. 27 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Bardanouve, Brown, Daily, Harrington, Hart, Kennerly, Kessler, Lund, McBride, Menahan, Metcalf, Shelden, Shontz.

Total 13

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: None.

Total 0

House Bill No. 160 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: Huennekens.

Total 1

House Bill No. 469 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harrington, Hemstad, Holliday, Iverson, Jacobsen, Kanduch, Keyser, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan,

Meyer, Neuman, Nilson, Nordtvedt, Phillips, Robbins, Sales, Schultz, Seifert, Shontz, Sivertsen, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Yardley, Mr. Speaker.

Total 61

Noes: Azzara, Bardanouve, Bengtson, Cozzens, Dussault, Hannah, Harper, Hart, Huennekens, Hurwitz, Jensen, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, McBride, Metcalf, Moore, Mueller, Oberg, O'Hara, Pavlovich, Pistoria, Quilici, Roth, Ryan, Shelden, Smith, Spilker, Switzer, Winslow, Zabrocki.

Total 34

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: None.

Total 0

Senate Bill No. 409, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: Bergene, Daily.

Total 2

House Bill No. 851 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Brown, Moore.

Total 2

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: None.

Total 0

House Bill No. 846 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Andreason, Fedá, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: None.

Total 0

House Bill No. 861 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Andreason, Fedá, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: None.

Total 0

House Bill No. 19 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory,



Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Burnett, Conroy, Hurwitz, Roth, Stobie.

Total 5

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: None.

Total 0

House Bill No. 499 failed to pass by the following vote:

Ayes: Anderson, Asay, Bardanouve, Bergene, Bertelsen, Burnett, Conn, Cozzens, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Hemstad, Holliday, Hurwitz, Keedy, Kitselman, Kropp, Lory, Lund, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Phillips, Ryan, Sales, Spilker, Stobie, Switzer, Vinger, Wallin, Winslow, Yardley, Mr. Speaker.

Total 47

Noes: Abrams, Azzara, Bengtson, Bennett, Brand, Briggs, Brown, Conroy, Curtiss, Daily, Dozier, Dussault, Gould, Harp, Harper, Harrington, Hart, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Manning, Manuel, McBride, Menahan, Metcalf, Nilson, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Teague, Thoft, Underdal, Vincent, Waldron, Williams, Zabrocki.

Total 50

Paired: Feda, Moore, Nordtvedt, Ayes; Roush, Seifert, Waldron, Noes.

Excused: Andreason, O'Connell.

Total 2

Absent or not voting: Smith.

Total 1

House Bill No. 620 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, Pavlovich, Phillips, Quilici, Robbins, Roth, Ryan, Schultz, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 73

Noes: Azzara, Brand, Dozier, Dussault, Ellerd, Hannah, Hurwitz, Jensen, Keedy, Kemmis, Kessler, McBride, Moore, Nordtvedt, O'Hara, Pistoria, Sales, Seifert, Shelden, Teague, Vincent.

Total 21

Excused: Andreason, Feda, O'Connell, Roush, Waldron.



Total 5

Absent or not voting: Vinger.

Total 1

House Bill No. 767 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Azzara, Burnett, Dussault, Ellerd, Hannah, Hurwitz, Jensen, Kessler, Neuman, Nordtvedt, Robbins, Roth, Smith.

Total 13

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: None.

Total 0

House Bill No. 810 was passed by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Anderson, Hannah, Jensen, Moore, Stobie.

Total 5

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: Harrington.

Total 1

House Bill No. 827 was passed by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Dussault, Ernst, Eudaily, Fabrega, Gould, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, Pavlovich, Pistoria, Quilici, Ryan, Schultz, Shelden, Shontz,

Sivertsen, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 67

Noes: Asay, Bengtson, Brand, Burnett, Conroy, Curtiss, Dozier, Ellerd, Fagg, Hannah, Harp, Hemstad, Jacobsen, Jensen, Lund, Moore, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Sales, Seifert, Smith, Spilker, Stobie, Switzer.

Total 27

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: Ellison.

Total 1

House Bill No. 863 was passed by the following vote:

Ayes: Abrams, Anderson, Azzara, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 76

Noes: Asay, Bardanouve, Bengtson, Bennett, Brand, Conroy, Cozzens, Curtiss, Hannah, Hurwitz, Iverson, Jacobsen, Keyser, Lund, McLane, Neuman, O'Hara, Roth.

Total 18

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: Spilker.

Total 1

House Bill No. 864 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Hurwitz, Jacobsen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 79

Noes: Brand, Dussault, Ellerd, Hannah, Harper, Huennekens, Iverson, Jensen, Keedy, Kessler, McBride, McLane, Neuman, Nordtvedt, Shelden, Smith.

Total 16

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: None.

Total 0

House Bill No. 865 was passed by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hanson, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Nilson, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Sales, Seifert, Shelden, Shontz, Sivertsen, Smith, Switzer, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 67

Noes: Anderson, Asay, Burnett, Conroy, Cozzens, Curtiss, Daily, Fagg, Hannah, Harp, Hart, Jensen, Keedy, Kropp, Lund, McLane, Moore, Neuman, Nordtvedt, Oberg, Phillips, Roth, Ryan, Schultz, Spilker, Stobie, Vinger, Winslow.

Total 28

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: None.

Total 0

Senate Bill No. 257, as amended, was concurred in by the following vote:

Ayes: Anderson, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Ryan, Sales, Shelden, Shontz, Spilker, Teague, Thoft, Vincent, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 64

Noes: Abrams, Asay, Brand, Burnett, Conroy, Curtiss, Daily, Devlin, Ellerd, Gould, Hannah, Harp, Iverson, Jensen, Keyser, Kropp, Lund, McLane, Moore, Mueller, Neuman, Robbins, Schultz, Seifert, Smith, Stobie, Switzer, Underdal, Vinger, Winslow.

Total 30

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: Sivertsen.

Total 1

House Bill No. 609 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara,



Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Dozier, Hannah, Nordtvedt, Sales.

Total 4

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: None.

Total 0

House Bill No. 676 was passed by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Ryan, Schultz, Shelden, Shontz, Sivertsen, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Anderson, Bennett, Brand, Ellison, Keedy, McLane, Neuman, Roth, Seifert, Smith, Switzer.

Total 11

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: Bertelsen, Sales.

Total 2

House Bill No. 834 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Bardanouve, Brand, Dozier, Hart, Lund, Ryan, Stobie, Underdal.

Total 8

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: Ellerd.

Total 1



House Bill No. 835 was passed by the following vote:

Ayes: Abrams, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Pistoria, Quilici, Roth, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Vincent, Vinger, Williams, Winslow, Yardley, Mr. Speaker.

Total 76

Noes: Anderson, Bennett, Iverson, Jacobsen, Keyser, Matsko, Moore, Phillips, Robbins, Ryan, Stobie, Teague, Wallin, Zabrocki.

Total 14

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: Azzara, Ellison, Fagg, Hannah, Underdal.

Total 5

House Bill No. 854 was passed by the following vote:

Ayes: Abrams, Anderson, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, Pavlovich, Pistoria, Quilici, Robbins, Roth, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Vincent, Vinger, Williams, Yardley, Zabrocki.

Total 73

Noes: Asay, Azzara, Burnett, Conroy, Cozzens, Hannah, Hurwitz, Jensen, McLane, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Sales, Smith, Stobie, Switzer, Underdal, Wallin, Winslow.

Total 21

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: Mr. Speaker.

Total 1

House Joint Resolution No. 52 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dussault, Ellerd, Ellison, Ernst, Fabrega, Gould, Hanson, Harrington, Hart, Holliday, Huennekens, Hurwitz, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Kropp, Lory, Lund, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Sales, Schultz, Seifert, Shelden, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 70

Noes: Bennett, Brand, Brown, Devlin, Dozier, Eudaily, Hannah, Harp, Harper, Hemstad, Iverson, Jensen, Keedy, Keyser, Kitselman, Manning, McLane, Pistoria, Ryan, Shontz, Smith, Stobie, Vinger.

Total 23

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: Fagg, Roth.

Total 2

Senate Bill No. 483, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Burnett, Conn, Conroy, Daily, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Sales, Schultz, Seifert, Shelden, Sivertsen, Spilker, Vincent, Williams, Winslow, Yardley, Zabrocki.

Total 63

Noes: Bennett, Brand, Briggs, Brown, Cozzens, Curtiss, Devlin, Ellison, Fagg, Gould, Hannah, Harp, Hemstad, Hurwitz, Kitselman, Manuel, McLane, Nordtvedt, Pistoria, Robbins, Roth, Ryan, Shontz, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Wallin.

Total 31

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: Mr. Speaker.

Total 1

House Bill No. 828 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Bennett, Burnett, Conroy, Ryan, Stobie.

Total 5

Excused: Andreason, Feda, O'Connell, Roush, Waldron.

Total 5

Absent or not voting: Fagg.

Total 1

## MOTIONS

Speaker Pro Tem Lund in the Chair.

Representative Marks moved that the House reconsider its action in failing to pass HB 499 on Third Reading this day. Representative Kemmis moved for a 10-minute recess to allow discussion on the matter. Motion carried.

House recessed at 8:30 p.m.

House reconvened at 8:40 p.m.

Representative Roush present at this time.

Representatives Brand, Harrington, Hurwitz, and Iverson excused at this time.

Thereupon, Representative Marks' motion to reconsider action on HB 499 carried. (64-26)

### THIRD READING OF BILLS

The following bill having been read three several times, title and history agreed to, was disposed of in the following manner:

House Bill No. 499 was passed by the following vote:

Ayes: Anderson, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Hemstad, Holliday, Jensen, Keedy, Kemmis, Kitselman, Kropp, Lory, Marks, Matsko, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Phillips, Ryan, Sales, Schultz, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Wallin, Winslow, Yardley, Mr. Speaker Pro Tem.

Total 53

Noes: Abrams, Bengtson, Bennett, Brand, Brown, Conroy, Daily, Dozier, Dussault, Harp, Harper, Harrington, Hart, Huennekens, Jacobsen, Kanduch, Kennerly, Kessler, Keyser, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Nilson, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Thoft, Vincent, Williams, Zabrocki.

Total 38

Paired: Fagg, Moore, Ayes; Brand, Harrington, Noes.

Excused: Andreason, Feda, Hurwitz, Iverson, O'Connell, Waldron.

Total 6

Absent or not voting: Roth, Seifert, Sivertsen.

Total 3

Representative Fagg moved that the House adjourn until 11:00 a.m., April 7, 1981.

Motion carried.

House adjourned at 8:50 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## SEVENTY-SEVENTH LEGISLATIVE DAY

Helena, Montana  
April 7, 1981

House Chambers  
Capitol Building

House convened at 11:05 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Andreason, Ellerd, Feda, Kanduch, excused; Seifert, absent. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Seventy-fifth Legislative Day, find the same to be correct.

SPILKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman):

4/7/81

Correctly printed - HR 4.

Correctly engrossed - HB 27, HB 674, HB 709, HB 855, HB 859.

Correctly enrolled - HB 561, HB 804.

Examined by the sponsor (Feda) and refused to sign - HB 95.

Examined by the sponsor (Sivertsen) and found to be correct - HB 561.

Examined by the sponsor (Menahan) and refused to sign - HB 788.

Examined by the sponsor (Williams) and found to be correct - HB 804.

Signed by the Speaker at 4:05 p.m., 4/7/81 - HB 561, HB 622, HB 804.

### MESSAGES FROM THE GOVERNOR

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

April 6, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 238, 239, 246, 357, 377, 378, 380, 408, 425, 437, 504, 517, 618, 629, 824.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

April 6, 1981

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

Dear Representative Marks and Senator Turnage:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill



No. 69, "AN ACT TO REVISE THE APPROPRIATION AND BUDGET PROCEDURES RELATING TO COMMUNITY COLLEGES; AMENDING SECTIONS 20-15-403 AND 20-15-404, MCA; AND REPEALING SECTIONS 20-15-302, 20-15-303, 20-15-306, AND 20-15-307, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE," without my signature and recommend the attached amendment for the following reason.

It appears that a phrase was inadvertently deleted from Section 4(1)(b) during the bill printing process. The proposed amendment is simply to insert the deletion.

I urge your concurrence in this amendment.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENT  
TO HOUSE BILL NO. 69

1. Page 5, line 9.  
Following: "TOTAL"  
Insert: "subtracted from the total"

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

April 6, 1981

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

Dear Representative Marks and Senator Turnage:

In accordance with the power vested in me as Governor by the Constitution and laws of the State of Montana, I hereby return House Bill No. 197, "AN ACT TO GENERALLY CLARIFY AND REVISE THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM ACT REGARDING MEMBERSHIP, CONTRIBUTIONS, AND BENEFITS; AMENDING SECTIONS 19-3-104, 19-3-201, 19-3-605, 19-3-703, 19-3-805, 19-3-902, 19-3-906, 19-3-1103, 19-3-1106, 19-3-1301, AND 19-3-1304, MCA; REPEALING SECTION 19-3-1303, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE," without my signature and recommend the attached amendment for the following reasons.

Section 4 amends Section 19-3-703 in such a way as to require that the accumulated contributions of an employee whose service is discontinued by other than death or retirement be refunded. The effect of this change is to eliminate the option, on the part of an employee who has five or more years of service and who terminates before retirement age, to leave his contributions in the system and draw a retirement allowance upon reaching retirement age.

I am proposing an amendment to insert language to allow a choice on the part of the terminating employee to leave his accumulated contributions in the system.

I urge your concurrence in this amendment.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENT  
TO HOUSE BILL NO. 197

1. Page 10, line 3.

Following: "contributions"

Insert: "at his request"

MESSAGES FROM THE OTHER HOUSE

Senate Bills passed as amended and transmitted to the House for concurrence: 4/6/81

Senate Bill No. 344, introduced by Towe, Conover, Berg, et al.

Senate Bill No. 356, introduced by Blaylock, Fabrega

House Bill concurred in as amended and returned to the House for concurrence in Senate Amendments: 4/6/81

House Bill No. 655, introduced by Anderson

House Amendments to Senate Bills concurred in: 4/6/81

House Amendments to Senate Bill No. 9, introduced by Norman

House Amendments to Senate Bill No. 37, introduced by Himsl

House Amendments to Senate Bill No. 141, introduced by Dover, Thomas, M. Anderson, Hafferman

House Amendments to Senate Bill No. 142, introduced by Blaylock, Stephens

House Amendments to Senate Bill No. 176, introduced by Stimatz

House Amendments to Senate Bill No. 212, introduced by Hager

House Amendments to Senate Bill No. 216, introduced by S. Brown

House Amendments to Senate Bill No. 231, introduced by Elliott

House Amendments to Senate Bill No. 292, introduced by Hager

House Amendments to Senate Bill No. 390, introduced by Himsl, S. Brown

House Amendments to Senate Bill No. 391, introduced by Himsl, S. Brown

House Amendments to Senate Bill No. 398, introduced by S. Brown, Himsl

House Amendments to Senate Bill No. 418, introduced by Ochsner, Zabrocki

House Amendments to Senate Bill No. 428, introduced by Keating, J. O'Hara, et al.

House Amendments to Senate Bill No. 481, introduced by Story

Senate Joint Resolution passed and transmitted to the House for concurrence: 4/6/81

Senate Joint Resolution No. 33, introduced by Regan, Turnage, Elliott, et al.

House Bill and House Joint Resolution concurred in and returned to the House: 4/6/81

House Bill No. 34, introduced by Ernst, Lund, D. Brown, McLane

House Joint Resolution No. 47, introduced by Nilson, Devlin, Robbins, et al.

Governor's Amendments to Senate Bills concurred in: 4/6/81

Governor's Amendments to Senate Bill No. 49, introduced by Eck

Governor's Amendments to Senate Bill No. 78, introduced by Severson

Governor's Amendments to Senate Bill No. 85, introduced by Dover

Governor's Amendments to Senate Bill No. 161, introduced by Mazurek, Turnage

Governor's Amendments to Senate Bill No. 459, introduced by Smith, Lee, Galt

The Senate, on 4/3/81, failed to concur in House Amendments to Senate Bill No. 33 and appointed a Conference Committee and requested that the House of Representatives appoint a like committee to confer on House Amendments to Senate Bill No. 33.

The President appointed the following members:

Senator Goodover, Chairman  
Senator Olson  
Senator Mazurek

The Senate, on 4/3/81, failed to concur in House Amendments to Senate Bill No. 152 and appointed a Conference Committee and requested that the House of Representatives appoint a like committee to confer on House Amendments to Senate Bill No. 152.

The President appointed the following members:

Senator Elliott, Chairman  
Senator Keating  
Senator Mazurek

The Senate, on 4/3/81, failed to concur in House Amendments to Senate Bill No. 219 and appointed a Free Conference Committee and requested that the House of Representatives appoint a like committee to confer on House Amendments to Senate Bill No. 219.

The President appointed the following members:

Senator O'Hara, Chairman  
Senator Crippen  
Senator Towe

The Senate, on 4/3/81, failed to concur in House Amendments to Senate Bill No. 243 and appointed a Free Conference Committee and requested that the House of Representatives appoint a like committee to confer on House Amendments to Senate Bill No. 243.

The President appointed the following members:

Senator Dover, Chairman

Senator Lee  
Senator Graham

The Senate, on 4/3/81, failed to concur in House Amendments to Senate Bill No. 253 and appointed a Free Conference Committee and requested that the House of Representatives appoint a like committee to confer on House Amendments to Senate Bill No. 253.

The President appointed the following members:

Senator B. Brown, Chairman  
Senator Hager  
Senator Regan

The Senate, on 4/3/81, failed to concur in House Amendments to Senate Bill No. 258 and appointed a Free Conference Committee and requested that the House of Representatives appoint a like committee to confer on House Amendments to Senate Bill No. 258.

The President appointed the following members:

Senator Keating, Chairman  
Senator Dover  
Senator S. Brown

## MOTIONS

Representative Roush moved that he be allowed to vote yes on all bills passed yesterday except HB 499. After discussion, he withdrew the motion.

## FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bill was introduced, read first time and referred to committee:

HJR 66, introduced by D. Brown, Ellison, Marks, Conroy, Pavlovich, Quilici, Neuman, Iverson, Mueller, Harp, Towe, Healy, Goodover, Daily, Hager, McLane. Referred to Committee on Natural Resources.

The following Senate bills were introduced, read first time and referred to committees:

SB 356, introduced by Blaylock, Fabrega, (By Request of the Office of the Governor). Referred to Committee on Taxation.

SJR 33, introduced by Regan, Turnage, Elliott, Goodover, Lee, Stephens, Blaylock. Referred to Committee on Business and Industry.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative McBride in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Nordtvedt moved that HJR 34, second reading copy, be amended as follows:



1. Title, lines 6 and 7.

Following: "REQUESTING"

Strike: "AN INTERIM"

Insert: "THE REVENUE OVERSIGHT COMMITTEE TO"

Following: "STUDY"

Strike: "OF"

2. Page 2, line 12.

Following: "That"

Strike: "an appropriate interim"

Insert: "the revenue oversight"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Gould, Hannah, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 80

Noes: Dozier, Eudaily, Hanson, Keyser, Lory, Oberg.

Total 6

Excused: Andreason, Ellerd, Feda, Kanduch.

Total 4

Absent or not voting: Burnett, Conroy, Cozzens, Fabrega, Fagg, Hemstad, Seifert, Sivertsen, Winslow, Yardley.

Total 10

And HJR 34, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: Burnett, Lory, Roth, Smith.

Total 4

Excused: Andreason, Ellerd, Feda, Kanduch.

Total 4

Absent or not voting: Bardanouve, Conn, Conroy, Cozzens, Ellison, Fabrega, Hemstad, Seifert, Sivertsen, Underdal.

Total 10

Representative Ellerd present at this time.

That HJR 49 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Gould, Hannah, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Neuman, Nilson, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: Brand, Daily, Harrington, Mueller, Oberg, Pavlovich.

Total 6

Excused: Andreason, Feda, Kanduch.

Total 3

Absent or not voting: Conn, Conroy, Fabrega, Hemstad, Kropp, Lund, Meyer, Nordtvedt, Seifert.

Total 9

That the Committee rise and report and beg leave to sit again. (McBride, Chairman). Report adopted. (84-2)

### MOTIONS

Representative Fagg moved that the House stand in recess until 2:00 p.m. this day. Motion carried.

House recessed at 11:45 a.m.

House reconvened at 2:30 p.m.

Representative Fagg moved that consideration on HJR 51, HJR 55, HJR 56, HJR 59, HJR 60, HJR 61, HJR 62, HJR 63, HJR 64, SJR 2, SJR 8, SJR 13, SJR 14, SJR 24, SJR 25, SJR 27, SJR 28, SJR 29, SJR 30, SB 244, and SB 484 be passed for the day. Motion carried.

Representative Fagg moved that the Speaker be authorized to appoint the following committees to meet with like committees from the Senate:

Conference Committee on House Amendments to SB 33

Conference Committee on House Amendments to SB 152

Free Conference Committee on House Amendments to SB 219

Free Conference Committee on House Amendments to SB 243

Free Conference Committee on House Amendments to SB 253

Free Conference Committee on House Amendments to SB 258

Motion carried.

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative McBride in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representatives Kanduch and Seifert present at this time.

Representatives Azzara and Dussault excused at this time.

Representative Bennett moved that Senate Amendments to HB 642 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Andreason, Azzara, Dussault, Fedra.

Total 4

Absent or not voting: Bardanouve, Fagg, Huennekens, Nordtvedt, Shontz, Sivertsen, Vinger, Winslow.

Total 8

Representative Cozzens excused at this time.

Representative Keyser moved that Senate Amendments to HB 7 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Andreason, Azzara, Cozzens, Dussault, Fedra.

Total 5

Absent or not voting: Bennett, Conroy, Daily, Fagg, Nordtvedt, Quilici, Sivertsen, Vinger, Winslow.

Total 9

Representative Stobie moved that HB 38 be passed to the bottom of the board. Motion carried.



Representative Harper moved that Senate Amendments to HB 74 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 83

Noes: Hannah, Sales, Smith, Spilker.

Total 4

Excused: Andreason, Azzara, Cozzens, Dussault, Feda.

Total 5

Absent or not voting: Conroy, Fagg, Iverson, Nordtvedt, Quilici, Sivertsen, Vinger, Winslow.

Total 8

Representative Waldron excused at this time.

Representative Vincent moved that Senate Amendments to HB 88 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Hannah.

Total 1

Excused: Andreason, Azzara, Cozzens, Dussault, Feda, Waldron.

Total 6

Absent or not voting: Bardanouve, Lund, Matsko, Quilici, Roush, Stobie.

Total 6

Representative Sales moved that Senate Amendments to HB 96 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt,



Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Ryan, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Keedy, Sales.

Total 2

Excused: Andreason, Azzara, Cozzens, Dussault, Feda, Waldron.

Total 6

Absent or not voting: Bardanouve, Burnett, Ellerd, Jensen, Kemmis, Lund, Matsko, Quilici, Roush, Sivertsen, Stobie.

Total 11

Representative Dussault present at this time.

Representative Pavlovich moved that Senate Amendments to HB 110 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Oberg, Shelden.

Total 2

Excused: Andreason, Azzara, Cozzens, Feda, Waldron.

Total 5

Absent or not voting: Bardanouve, Daily, Ellison, Harrington, Jensen, Kessler, Lund, Matsko, Quilici, Sivertsen, Smith, Stobie.

Total 12

Representative Keedy moved that Senate Amendments to HB 215 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Harp, Sales.

Total 2

Excused: Andreason, Azzara, Cozzens, Feda, Waldron.

Total 5

Absent or not voting: Bardanouve, Jensen, Kessler, Lund, Manuel, Quilici, Sivertsen, Stobie, Teague.

Total 9

Representative Ellison moved that Senate Amendments to HB 225 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fagg, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kitselman, Kropp, Lund, Manning, Manuel, Marks, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 74

Noes: Brand, Fabrega, Harp, Holliday, Huennekens, Keyser, Lory, McBride, Oberg, O'Connell, Pistoria, Spilker, Yardley.

Total 13

Excused: Andreason, Azzara, Cozzens, Feda, Waldron.

Total 5

Absent or not voting: Bardanouve, Dussault, Hemstad, Jensen, Kessler, Quilici, Roth, Stobie.

Total 8

Representative Brown moved that consideration on Senate Amendments to HB 237 be passed for the day. Motion carried.

Representative Moore moved that Senate Amendments to HB 233 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harrington, Hart, Holliday, Huennekens, Hurwitz, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Zabrocki.

Total 67

Noes: Bengtson, Brand, Brown, Harp, Harper, Jacobsen, Manning, Oberg, O'Connell, Pavlovich, Pistoria, Sales, Shontz, Teague, Williams, Yardley.

Total 16

Excused: Andreason, Azzara, Cozzens, Feda, Waldron.

Total 5

Absent or not voting: Anderson, Bardanouve, Daily, Dussault, Ellison, Hemstad, Iverson, Jensen, Keedy, Kessler, Quilici, Stobie.

Total 12

Representative Ellison moved that Senate Amendments to HB 265 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Donaldson,

Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Gould, Hanson, Harper, Harrington, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 81

Noes: Devlin, Ernst, Hannah, Harp, Keyser.

Total 5

Excused: Andreason, Azzara, Cozzens, Feda, Waldron.

Total 5

Absent or not voting: Bardanouve, Dussault, Hart, Hemstad, Jensen, Kessler, Quilici, Stobie, Yardley.

Total 9

Representative Huennekens moved that Senate Amendments to HB 291 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 82

Noes: Hannah, Harp, Iverson, Keyser.

Total 4

Excused: Andreason, Azzara, Cozzens, Feda, Waldron.

Total 5

Absent or not voting: Bardanouve, Bertelsen, Dussault, Jensen, Kessler, Meyer, Quilici, Stobie, Yardley.

Total 9

Representative Shontz moved that Senate Amendments to HB 299 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88



Noes: Keyser.

Total 1

Excused: Andreason, Azzara, Cozzens, Feda, Waldron.

Total 5

Absent or not voting: Bardanouve, Burnett, Hurwitz, Jensen, Oberg, Stobie.

Total 6

Representative Dussault moved that Senate Amendments to HB 367 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 87

Noes: Keyser.

Total 1

Excused: Andreason, Azzara, Cozzens, Feda, Waldron.

Total 5

Absent or not voting: Bardanouve, Burnett, Hurwitz, Jensen, Lund, Stobie, Williams.

Total 7

Representative Hemstad moved that Senate Amendments to HB 379 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 83

Noes: Brand, Hannah, Harp.

Total 3

Excused: Andreason, Azzara, Cozzens, Feda, Waldron.

Total 5

Absent or not voting: Bardanouve, Burnett, Dussault, Ellison, Fagg, Hurwitz, Shelden, Stobie, Williams.

Total 9

Representative Hart moved that Senate Amendments to HB 389 be concurred in. Motion carried by the following vote:



Ayes: Abrams, Anderson, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 81

Noes: Hannah.  
Total 1

Excused: Andreason, Azzara, Cozzens, Feda, Waldron.  
Total 5

Absent or not voting: Bardanouve, Burnett, Dozier, Dussault, Ellison, Fagg, Hurwitz, Kessler, Marks, Matsko, Moore, Spilker, Stobie.  
Total 13

Representative Winslow moved that Senate Amendments to HB 390 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 84

Noes: Bertelsen, Brand, Curtiss, Harp.  
Total 4

Excused: Andreason, Azzara, Feda, Waldron.  
Total 4

Absent or not voting: Bergene, Fagg, Hurwitz, Keedy, Lund, Menahan, Seifert, Sivertsen.  
Total 8

Representative Bertelsen moved that Senate Amendments to HB 413 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Andreason, Azzara, Cozzens, Feda, Waldron.

Total 5

Absent or not voting: Conroy, Daily, Harrington, Hurwitz, Jensen, Lund, Roth, Seifert.

Total 8

Representative Nordtvedt moved that Senate Amendments to HB 481 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Andreason, Azzara, Cozzens, Feda, Waldron.

Total 5

Absent or not voting: Fagg, Lund, Seifert, Sivertsen.

Total 4

Representative Cozzens present at this time.

Representative Nordtvedt moved that Senate Amendments to HB 484 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 86

Noes: Keyser.

Total 1

Excused: Andreason, Azzara, Feda, Waldron.

Total 4

Absent or not voting: Hurwitz, Keedy, Lund, Marks, Nilson, Seifert, Shelden, Sivertsen, Yardley.

Total 9

Representative Anderson moved that Senate Amendments to HB 502 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Sales.

Total 1

Excused: Andreason, Azzara, Feda, Waldron.

Total 4

Absent or not voting: Hannah, Hurwitz, Marks, Nordtvedt.

Total 4

Representative Lory moved that Senate Amendments to HB 510 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 83

Noes: Brown, Hannah, Harp, Teague, Vinger.

Total 5

Excused: Andreason, Azzara, Feda, Waldron.

Total 4

Absent or not voting: Burnett, Cozzens, Ernst, Hurwitz, Lund, Marks, Sales, Winslow.

Total 8

Representative Stobie moved that HB 524 be passed to the bottom of the board. Motion carried.

Representative Sivertsen moved that Senate Amendments to HB 545 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bergene, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson,



Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 85

Noes: Bennett, Kemmis.

Total 2

Excused: Andreason, Azzara, Feda, Waldron.

Total 4

Absent or not voting: Bertelsen, Conroy, Cozzens, Ernst, Hurwitz, Marks, Oberg, O'Hara, Winslow.

Total 9

Representative Waldron present at this time.

Representative Pistoria moved that Senate Amendments to HB 546 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Conn, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kemmis, Kennerly, Kitselman, Kropp, Lory, Manning, Manuel, Marks, McBride, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Stobie, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 65

Noes: Bennett, Brown, Burnett, Conroy, Curtiss, Gould, Hannah, Hanson, Iverson, Keedy, Kessler, Keyser, Lund, Matsko, McLane, Moore, Neuman, Pavlovich, Roth, Shontz, Smith, Spilker, Switzer, Teague, Vincent.

Total 25

Excused: Andreason, Azzara, Feda.

Total 3

Absent or not voting: Anderson, Cozzens, Dussault, Hurwitz, Kanduch, Oberg, Sivertsen.

Total 7

Representative Kemmis moved that Senate Amendments to HB 550 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Asay, Bardanouve, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Teague, Thoft, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 70

Noes: Burnett, Devlin, Hannah, Harp, Hemstad, Manuel, Marks, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Ryan, Spilker, Stobie, Switzer, Underdal, Wallin.



Total 19

Excused: Andreason, Azzara, Fedá.

Total 3

Absent or not voting: Anderson, Bengtson, Bennett, Cozzens, Hurwitz, Kitselman, Quilici, Sivertsen.

Total 8

Representative Nordtvedt moved that Senate Amendments to HB 573 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Asay, Bardanouve, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Seifert, Shelden, Sivertsen, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 80

Noes: Briggs, Ellison, Huennekens, Jacobsen, Keyser, Oberg, Schultz, Shontz, Smith, Switzer.

Total 10

Excused: Andreason, Azzara, Fedá.

Total 3

Absent or not voting: Anderson, Bengtson, Bennett, Cozzens, Dussault, Hurwitz, Quilici.

Total 7

Representative Williams moved that Senate Amendments to HB 596 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Andreason, Azzara, Fedá.

Total 3

Absent or not voting: Cozzens, Dussault, Fagg, Harp, Hurwitz, Keedy, Kessler, Nordtvedt, Oberg, Quilici, Spilker.

Total 11

Representative Harp moved that Senate Amendments to HB 607 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: None.

Total 0

Excused: Andreason, Azzara, Feda.

Total 3

Absent or not voting: Conroy, Cozzens, Dussault, Fagg, Harrington, Huennekens, Hurwitz, Kanduch, Keedy, Manuel, Nordtvedt, Quilici, Spilker.

Total 13

Representative Stobie moved that Senate Amendments to HB 38 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jensen, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Marks, Matsko, McBride, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: Brand, Daily, Fabrega, Hannah, Huennekens, Jacobsen, Lund, Manning, McLane, Meyer, Switzer.

Total 11

Excused: Andreason, Azzara, Feda.

Total 3

Absent or not voting: Cozzens, Dussault, Fagg, Hurwitz, Kanduch, Keedy, Manuel, Quilici, Roth.

Total 9

Representative Hurwitz moved that consideration on Senate Amendments to HB 524 be passed for the day. Motion carried.

That the Committee rise and report. (McBride, Chairman). Report adopted. (91-2)

## MOTIONS

Representative Fagg moved that the rules be suspended to allow all bills passed on Second Reading today to be placed on Third Reading this same day. Motion carried.

Representative Kemmis moved that the question of whether the Third Reading vote on Senate Amendments to House bills that require a

two-thirds majority vote would constitute the final vote on such House bills be referred to the Rules Committee. Motion carried.

Representative Nordtvedt moved that the rules be temporarily suspended for the drafting and introduction of a House Taxation Committee bill dealing with the standard deduction of state income tax. Motion carried unanimously.

Representative Keyser moved that HB 546 be taken from Third Reading and placed on Second Reading for further discussion. Motion carried. (47-39)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Senate Amendments to House Bill No. 7 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Andreason, Azzara, Feda.

Total 3

Absent or not voting: Burnett, Curtiss.

Total 2

Senate Amendments to House Bill No. 74 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Hannah, Sales.

Total 2



Excused: Andreason, Azzara, Fedá.  
Total 3

Absent or not voting: Burnett, Curtiss, Williams.  
Total 3

Senate Amendments to House Bill No. 88 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Hannah, Harper, Keedy.  
Total 3

Excused: Andreason, Azzara, Fedá.  
Total 3

Absent or not voting: Burnett, Curtiss, McLane.  
Total 3

Senate Amendments to House Bill No. 96 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Sales.  
Total 1

Excused: Andreason, Azzara, Fedá.  
Total 3

Absent or not voting: Burnett, Curtiss, Sivertsen.  
Total 3

Senate Amendments to House Bill No. 110 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin,



Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Andreason, Azzara, Feda.

Total 3

Absent or not voting: Burnett, Curtiss.

Total 2

Senate Amendments to House Bill No. 215 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Conroy, Harp, Keyser.

Total 3

Excused: Andreason, Azzara, Feda.

Total 3

Absent or not voting: Burnett, Curtiss.

Total 2

Senate Amendments to House Bill No. 265 were concurred in by the following vote:

Ayes: Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Brand, Dozier, Hannah, Harp, Keyser, Manuel, Moore.

Total 7

Excused: Andreason, Azzara, Feda.

Total 3

Absent or not voting: Abrams, Burnett.

Total 2

Senate Amendments to House Bill No. 291 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Brand, Hannah, Harp, Roush.

Total 4

Excused: Andreason, Azzara, Feda.

Total 3

Absent or not voting: Burnett.

Total 1

Senate Amendments to House Bill No. 299 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Andreason, Azzara, Feda.

Total 3

Absent or not voting: None.

Total 0

Senate Amendments to House Bill No. 367 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: Keyser.

Total 1

Excused: Andreason, Azzara, Feda.

Total 3

Absent or not voting: Kemmis, Mr. Speaker.

Total 2

Senate Amendments to House Bill No. 379 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Hannah.

Total 1

Excused: Andreason, Azzara, Feda.

Total 3

Absent or not voting: Eudaily, Phillips.

Total 2

Senate Amendments to House Bill No. 389 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie,



Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Bergene.

Total 1

Excused: Andreason, Azzara, Feda.

Total 3

Absent or not voting: Lund, Oberg.

Total 2

Senate Amendments to House Bill No. 413 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Smith, Stobie.

Total 2

Excused: Andreason, Azzara, Feda.

Total 3

Absent or not voting: O'Hara.

Total 1

Senate Amendments to House Bill No. 481 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Andreason, Azzara, Feda.

Total 3

Absent or not voting: Sivertsen.



## Total 1

Senate Amendments to House Bill No. 484 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 92

Noes: Brown, Keyser, Phillips, Sales, Yardley.

Total 5

Excused: Andreason, Azzara, Feda.

Total 3

Absent or not voting: None.

Total 0

Senate Amendments to House Bill No. 502 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Sales.

Total 1

Excused: Andreason, Azzara, Feda.

Total 3

Absent or not voting: None.

Total 0

Senate Amendments to House Bill No. 510 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko,

McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Brown, Hannah, Harp, Huennekens, Teague, Vinger.

Total 6

Excused: Andreason, Azzara, Feda.

Total 3

Absent or not voting: Ellison.

Total 1

Senate Amendments to House Bill No. 545 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Bennett, Roth.

Total 2

Excused: Andreason, Azzara, Feda.

Total 3

Absent or not voting: None.

Total 0

Senate Amendments to House Bill No. 550 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Burnett, Devlin, Hannah, Hurwitz, Lund, McLane, Mueller, Nordtvedt, Phillips, Roth, Spilker, Stobie, Switzer, Underdal.

Total 14

Excused: Andreason, Azzara, Feda.

Total 3

Absent or not voting: Donaldson, Keedy.

Total 2

Senate Amendments to House Bill No. 573 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Daily, Harper, Huennekens, Hurwitz, Kanduch, Keyser, Lund, Neuman, Robbins, Shontz, Smith, Switzer.

Total 12

Excused: Andreason, Azzara, Fedra.

Total 3

Absent or not voting: None.

Total 0

Senate Amendments to House Bill No. 596 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Andreason, Azzara, Fedra.

Total 3

Absent or not voting: Seifert.

Total 1

Senate Amendments to House Bill No. 607 were concurred in by the following vote:

Ayes: Abrams, Anderson, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily,



Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Asay.

Total 1

Excused: Andreason, Azzara, Fedá.

Total 3

Absent or not voting: Seifert, Shelden.

Total 2

Senate Amendments to House Bill No. 38 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manuel, Matsko, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Brand, Dozier, Hannah, Jacobsen, Keyser, Lund, Manning, McBride, McLane.

Total 9

Excused: Andreason, Azzara, Fedá.

Total 3

Absent or not voting: Bennett, Keedy, Seifert.

Total 3

## UNFINISHED BUSINESS

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 253:

Anderson, Chairman  
Conn  
Yardley

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 243:

Roth, Chairman  
Thoft  
Conroy



The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 219:

Keyser, Chairman  
Matsko  
Keedy

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 258:

Winslow, Chairman  
Feda  
O'Connell

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 33:

Seifert, Chairman  
Bennett  
Keedy

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 152:

Hannah, Chairman  
Sales  
Dussault

### MOTIONS

Representative Bennett moved that the Speaker be authorized to appoint a Free Conference Committee on Senate Amendments to HB 642. Motion carried.

Representative Winslow moved the Speaker be authorized to appoint a Conference Committee on Senate Amendments to HB 390. Motion carried.

Representative Fagg moved that the House adjourn until 10:00 a.m., April 8, 1981.

Motion carried.

House adjourned at 5:05 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## SEVENTY-EIGHTH LEGISLATIVE DAY

Helena, Montana  
April 8, 1981

House Chambers  
Capitol Building

House convened at 10:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Harper, Stobie, excused. Quorum present.

### MOTIONS

Representative Fagg moved that the House stand in recess until 10:30 a.m. to allow the representatives to have their pictures taken on the front steps of the capitol. Motion carried.

House recessed at 10:15 a.m.

House reconvened at 10:30 a.m.

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman):

4/8/81

Correctly engrossed - HJR 34.

Considered correctly engrossed - HJR 49.

Correctly enrolled - HB 92, HB 291, HB 367, HB 389, HB 484, HB 502, HB 550, HB 596, HB 607.

Delivered to the Governor for his approval at 3:20 p.m., 4/8/81 - HB 561, HB 622, HB 804.

### MOTIONS

Representative Brown moved that SJR 24 be placed at the top of the Second Reading board this day. Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 870, introduced by Nordtvedt, Sivertsen, Burnett, Williams, Harrington, Brand, Underdal, Switzer, Bertelsen, Vinger, Roth, Devlin, Zabrocki, Dozier, Oberg, Hart, Asay, (By Request of the House Committee on Taxation). Referred to Committee on Taxation.

HB 871, introduced by Moore. Referred to Committee on Appropriations.

The following Senate bill was introduced, read first time and referred to committee:

SB 344, introduced by Towe, Conover, Berg, Regan, Blaylock, Eck, P. Ryan, Halligan. Referred to Committee on Taxation.

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Feda in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representatives Brand, Hemstad, and the Committee on Business and Industry excused at this time.

Representative Brown moved that SJR 24 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Eller, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Huennekens, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Seifert, Sheldon, Shontz, Smith, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: None.

Total 0

Excused: Andreason, Bergene, Brand, Fabrega, Harper, Hemstad, Jacobsen, Jensen, Manning, Pavlovich, Schultz, Stobie, Wallin.

Total 13

Absent or not voting: Bardanouve, Donaldson, Hurwitz, Lund, Marks, Nordtvedt, Roth, Sivertsen, Spilker, Teague.

Total 10

Representatives Meyer and Pistoria excused at this time.

Representative Gould moved that Senate Amendments to HB 161 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dussault, Eller, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Seifert, Sheldon, Shontz, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: Dozier.

Total 1

Excused: Andreason, Bergene, Brand, Fabrega, Harper, Hemstad, Jacobsen, Jensen, Manning, Meyer, Pavlovich, Pistoria, Schultz, Stobie, Wallin.

Total 15

Absent or not voting: Donaldson, Fagg, Lund, Marks, Nordtvedt, Sivertsen, Teague.

Total 7

Representatives Kessler and Metcalf excused at this time.

Representative McBride moved that Senate Amendments to HB 237 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Kennerly, Keyser, Kitselman, Kropp, Lory, Manuel, Matsko, McBride, McLane, Menahan, Moore, Neuman, Nilson, Oberg, O'Connell, O'Hara, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Seifert, Shelden, Shontz, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 69

Noes: Harp, Keedy, Kemmis, Mueller, Sales, Smith.

Total 6

Excused: Andreason, Bergene, Brand, Fabrega, Harper, Hemstad, Jacobsen, Jensen, Kessler, Manning, Metcalf, Meyer, Pavlovich, Pistoria, Schultz, Stobie, Wallin.

Total 17

Absent or not voting: Cozzens, Donaldson, Fagg, Lund, Marks, Nordtvedt, Sivertsen, Teague.

Total 8

Representative Hurwitz moved that Senate Amendments to HB 524 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Daily, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Hurwitz, Iverson, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manuel, Matsko, McBride, McLane, Menahan, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Seifert, Shontz, Sivertsen, Smith, Spilker, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 68

Noes: None.

Total 0

Excused: Andreason, Bergene, Brand, Fabrega, Harper, Hemstad, Jacobsen, Jensen, Kessler, Manning, Metcalf, Meyer, Pavlovich, Pistoria, Schultz, Stobie, Wallin.

Total 17

Absent or not voting: Cozzens, Curtiss, Devlin, Donaldson, Fagg, Huennekens, Keedy, Lund, Marks, Moore, Nordtvedt, Sales, Shelden, Switzer, Teague.

Total 15

Representatives Ellerd, Kitselman, and O'Hara excused at this time.

Representative Metcalf present at this time.

Representative Vinger moved that Senate Amendments to HB 636 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bertelsen, Briggs, Burnett, Conn, Conroy, Curtiss, Daily, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart,



Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Kennerly, Keyser, Kropp, Lory, Manuel, Matsko, McLane, Menahan, Metcalf, Mueller, Neuman, Nilson, O'Connell, Phillips, Robbins, Roth, Roush, Ryan, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 64

Noes: Bardanouve, Bennett, Keedy, Kemmis, McBride, Sales.

Total 6

Excused: Andreason, Bergene, Brand, Ellerd, Fabrega, Harper, Hemstad, Jacobsen, Jensen, Kessler, Kitselman, Manning, Meyer, O'Hara, Pavlovich, Pistoria, Schultz, Stobie, Wallin.

Total 19

Absent or not voting: Brown, Cozzens, Devlin, Dussault, Lund, Marks, Moore, Nordtvedt, Oberg, Quilici, Teague.

Total 11

Representatives Ellerd and Meyer present at this time.

Representative Winslow moved that Senate Amendments to HB 702 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kropp, Lory, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 76

Noes: None.

Total 0

Excused: Andreason, Bergene, Brand, Fabrega, Harper, Hemstad, Jacobsen, Jensen, Kessler, Kitselman, Manning, O'Hara, Pavlovich, Pistoria, Schultz, Stobie, Wallin.

Total 17

Absent or not voting: Cozzens, Devlin, Dussault, Lund, Marks, Nordtvedt, Teague.

Total 7

Representative Underdal moved that Senate Amendments to HB 725 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kropp, Lory, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: None.

Total 0

Excused: Andreason, Bergene, Brand, Fabrega, Harper, Hemstad, Jacobsen, Jensen, Kessler, Kitselman, Manning, O'Hara, Pavlovich, Pistoria, Schultz, Stobie, Wallin.

Total 17

Absent or not voting: Cozzens, Devlin, Dussault, Lund, Marks, Teague.

Total 6

Representatives Andreason, Fabrega, Jacobsen, Kessler, O'Hara, Schultz, and Wallin present at this time.

Representative Switzer moved that Senate Amendments to HB 740 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 80

Noes: Mueller.

Total 1

Excused: Bergene, Brand, Harper, Hemstad, Jensen, Kitselman, Manning, Pavlovich, Pistoria, Stobie.

Total 10

Absent or not voting: Anderson, Bardanouve, Cozzens, Lund, Marks, Robbins, Shontz, Sivertsen, Teague.

Total 9

Representatives Kitselman, Manning, and Pavlovich present at this time.

Representative Nordtvedt moved that Senate Amendments to HB 775 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Robbins, Wallin.

Total 2

Excused: Bergene, Brand, Harper, Hemstad, Jensen, Pistoria, Stobie.

Total 7

Absent or not voting: Bardanouve, Cozzens, Ellison, Huennekens, Marks, Quilici, Smith, Teague.

Total 8

Representative Bengtson moved that Senate Amendments to HB 819 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Bergene, Brand, Harper, Hemstad, Jensen, Pistoria, Stobie.

Total 7

Absent or not voting: Cozzens, Ellison, Huennekens, Marks, Sivertsen, Teague.

Total 6

Representatives Bergene and Jensen present at this time.

Representative Ellerd moved that Senate Amendments to HJR 17 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Brand, Harper, Hemstad, Pistoria, Stobie.

Total 5

Absent or not voting: Bardanouve, Cozzens, Gould, Huennekens, Marks, Quilici, Teague.

Total 7

Representative Sales moved that Senate Amendments to HB 270 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy,



Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 88

Noes: Brown, McBride.  
Total 2

Excused: Brand, Harper, Hemstad, Pistoria, Stobie.  
Total 5

Absent or not voting: Donaldson, Huennekens, Marks, Sivertsen, Teague.  
Total 5

Representative Pistoria present at this time.

Representative Keedy moved that Senate Amendments to HB 626 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Thoft, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 85

Noes: Bennett, Dozier, McBride, Vincent.  
Total 4

Excused: Brand, Harper, Hemstad, Stobie.  
Total 4

Absent or not voting: Fagg, Huennekens, Lund, Marks, Sivertsen, Teague, Underdal.  
Total 7

Representative Moore moved that Senate Amendments to HB 304 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harrington, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.



Total 86

Noes: Hannah, Winslow.

Total 2

Excused: Brand, Harper, Hemstad, Stobie.

Total 4

Absent or not voting: Conroy, Fagg, Huennekens, Lund, Marks, Sivertsen, Teague, Underdal.

Total 8

Representative Brown moved that Senate Amendments to HB 424 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Switzer, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Brand, Harper, Hemstad, Stobie.

Total 4

Absent or not voting: Huennekens, Manuel, Marks, Sivertsen, Spilker, Teague, Underdal.

Total 7

Representative Sivertsen moved that Senate Amendments to HB 467 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Brand, Harper, Hemstad, Stobie.

Total 4

Absent or not voting: Harrington, Huennekens, Marks, Sivertsen, Teague, Underdal.

Total 6

Representative Pistoria moved that Senate Amendments to HB 546 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: Bennett, Brown, Gould, Keedy, Keyser, McBride, Sales, Spilker, Vincent.

Total 9

Excused: Brand, Harper, Hemstad, Stobie.

Total 4

Absent or not voting: Huennekens, Iverson, Marks, Roth, Teague.

Total 5

Representative Fabrega moved that Senate Amendments to HB 321 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Brand, Harper, Hemstad, Stobie.

Total 4

Absent or not voting: Curtiss, Huennekens, Marks, Roth, Sivertsen, Teague.

Total 6

Representative Metcalf moved that Senate Amendments to HB 360 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedá, Gould, Hannah, Hanson, Harrington, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch,

Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Ryan, Sales, Seifert, Shelden, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 80

Noes: Harp, Keedy, Mueller, Roush.

Total 4

Excused: Brand, Harper, Hemstad, Stobie.

Total 4

Absent or not voting: Curtiss, Fagg, Huennekens, Marks, Nordtvedt, Roth, Schultz, Shontz, Sivertsen, Teague, Vinger, Yardley.

Total 12

Representative Meyer moved that Senate Amendments to HB 621 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Hurwitz, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Kemmis.

Total 1

Excused: Brand, Harper, Hemstad, Stobie.

Total 4

Absent or not voting: Bennett, Curtiss, Huennekens, Iverson, Keedy, Marks, Shontz, Sivertsen, Teague.

Total 9

Representative Dussault moved that Senate Amendments to HB 704 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Briggs, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Switzer, Underdal, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 78

Noes: Anderson, Brown, Keedy, Lund, Nordtvedt, Roth, Smith, Thoft, Waldron, Winslow.

Total 10



Excused: Brand, Harper, Hemstad, Stobie.  
Total 4

Absent or not voting: Bennett, Bertelsen, Curtiss, Huennekens, Iverson, Marks, Sivertsen, Teague.  
Total 8

Representative Hurwitz moved that Senate Amendments to HB 712 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.  
Total 92

Noes: None.  
Total 0

Excused: Brand, Harper, Hemstad, Stobie.  
Total 4

Absent or not voting: Marks, Sivertsen, Teague, Winslow.  
Total 4

Representative Pistoria moved that Senate Amendments to HB 763 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Seifert, Shelden, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 89

Noes: None.  
Total 0

Excused: Brand, Harper, Hemstad, Stobie.  
Total 4

Absent or not voting: Briggs, Fagg, Marks, Schultz, Shontz, Sivertsen, Teague.  
Total 7

Representative Hemstad present at this time.

Representative Moore moved that Senate Amendments to HB 26 be not concurred in. Motion carried by the following vote:



Ayes: Abrams, Anderson, Asay, Bardanouve, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Harrington, Hemstad, Holliday, Jacobsen, Jensen, Kanduch, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Meyer, Moore, Mueller, Neuman, Nilson, O'Connell, Pavlovich, Phillips, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Shontz, Smith, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Zabrocki.

Total 62

Noes: Andreason, Bengtson, Bertelsen, Donaldson, Dozier, Hanson, Harp, Hart, Huennekens, Hurwitz, Iverson, Keedy, Kemmis, Kennerly, Kessler, Menahan, Metcalf, Oberg, O'Hara, Pistoria, Roush, Seifert, Shelden, Spilker, Waldron, Williams, Winslow, Yardley.

Total 28

Excused: Brand, Harper, Stobie.

Total 3

Absent or not voting: Azzara, Curtiss, Fagg, Marks, Nordtvedt, Sivertsen, Teague.

Total 7

Representative Underdal moved that Senate Amendments to HB 370 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Manning, Waldron.

Total 2

Excused: Brand, Harper, Stobie.

Total 3

Absent or not voting: Curtiss, Fagg, Marks, Roush, Sivertsen, Teague.

Total 6

Representative Kessler moved that Senate Amendments to HB 135 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Sales,

Schultz, Seifert, Shelden, Shontz, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 83

Noes: Keyser, Roth, Ryan, Smith, Waldron.

Total 5

Excused: Brand, Harper, Stobie.

Total 3

Absent or not voting: Curtiss, Fagg, Harp, Hurwitz, Lund, Marks, Sivertsen, Teague, Yardley.

Total 9

Representative Huennekens moved that Senate Amendments to HB 533 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 90

Noes: Waldron.

Total 1

Excused: Brand, Harper, Stobie.

Total 3

Absent or not voting: Fagg, Kessler, Lund, Sivertsen, Teague, Yardley.

Total 6

Representative Lory moved that Senate Amendments to HB 684 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Huennekens, Waldron.

Total 2

Excused: Brand, Harper, Stobie.

Total 3

Absent or not voting: Donaldson, Lund, McLane, Sales, Sivertsen, Teague.

Total 6

Representative Kemmis moved that consideration on HJR 25 be passed for the day. Motion carried.

Representative Thoft moved that Senate Amendments to HJR 29 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Sales, Waldron.

Total 2

Excused: Brand, Harper, Stobie.

Total 3

Absent or not voting: Bennett, Curtiss, Donaldson, Kessler, Sivertsen, Teague.

Total 6

Representative Pistoria moved that Senate Amendments to HB 80 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Brand, Harper, Stobie.

Total 3

Absent or not voting: Bennett, Curtiss, Donaldson, Hart, Lund, Sivertsen, Teague, Waldron.

Total 8

Representative Keedy moved that Senate Amendments to HB 209 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy,



Cozzens, Daily, Devlin, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 84

Noes: Mueller.

Total 1

Excused: Brand, Harper, Stobie.

Total 3

Absent or not voting: Bertelsen, Curtiss, Donaldson, Ellerd, Kessler, Kitselman, Lund, Nordtvedt, Roth, Sivertsen, Teague, Yardley.

Total 12

Representative Keedy moved that Senate Amendments to HB 213 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Brand, Harper, Stobie.

Total 3

Absent or not voting: Bengtson, Cozzens, Donaldson, Hurwitz, Kessler, O'Hara, Sivertsen, Teague, Yardley.

Total 9

Representative Matsko moved that Senate Amendments to HB 300 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85



Noes: Azzara, Kemmis, McBride, Shelden.

Total 4

Excused: Brand, Harper, Stobie.

Total 3

Absent or not voting: Bengtson, Burnett, Cozzens, Donaldson, Hurwitz, Marks, Sivertsen, Teague.

Total 8

Representative Vincent moved that Senate Amendments to HB 364 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Briggs, Brown, Conroy, Curtiss, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Smith, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley.

Total 72

Noes: Conn, Daily, Devlin, Kanduch, Keedy, Kessler, Oberg, Pavlovich, Roush, Winslow, Zabrocki.

Total 11

Excused: Brand, Harper, Stobie.

Total 3

Absent or not voting: Bengtson, Bertelsen, Burnett, Cozzens, Ellerd, Harrington, Hurwitz, Marks, McLane, Shontz, Sivertsen, Spilker, Teague, Vinger.

Total 14

Representative Pistoria moved that Senate Amendments to HB 385 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Brand, Harper, Stobie.

Total 3

Absent or not voting: Bennett, Burnett, Cozzens, Hannah, Harrington, Hurwitz, Marks, Robbins, Seifert, Spilker, Teague.

Total 11

Representative Quilici moved that Senate Amendments to HB 398 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conroy, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedra, Gould, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 83

Noes: None.

Total 0

Excused: Brand, Harper, Stobie.

Total 3

Absent or not voting: Burnett, Conn, Cozzens, Devlin, Fabrega, Hannah, Hurwitz, Kitselman, Menahan, Seifert, Sivertsen, Spilker, Teague, Winslow.

Total 14

That the Committee rise and report and beg leave to sit again. (Fedra, Chairman). Report adopted. (86-0)

### REPORTS OF STANDING COMMITTEES

TAXATION (Nordtvedt, Chairman):	4/8/81
HB 870, do pass. Report adopted.	
SB 466, be concurred in. Report adopted.	4/7/81

### REPORTS OF SELECT COMMITTEES

FREE CONFERENCE COMMITTEE  
ON SENATE BILL NO. 341  
Report No. 1, April 8, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on Senate Bill No. 341, met April 8, 1981, and considered:

House Committee on Judiciary amendments to the third reading copy, dated March 16, 1981.

We recommend that:

The House recede from Committee amendment no. 1; and the Senate accede to Committee amendment no. 2.

Senate Bill No. 341 be further amended as indicated in clerical instruction no. 2.

The reference copy of Senate Bill No. 341 read as specified in the clerical instructions.

The Conference Committee Report on Senate Bill No. 341 be adopted.

### CLERICAL INSTRUCTIONS:

1. Title, line 7.

Following: "AN"

Strike: "ACT OR"

2. Title, line 7.

Following: "COMMITTED AN"

Insert: "ACT OR"

FOR THE HOUSE:

Hannah  
Keedy  
Conn

FOR THE SENATE:

Mazurek  
Hammond  
O'Hara

### MOTIONS

Representative Matsko moved that the Conference Committee on HB 301 be dissolved and that the Speaker be authorized to appoint a Free Conference Committee on HB 301. Motion carried.

Representative Moore moved that the Speaker be authorized to appoint a Conference Committee on Senate Amendments to HB 26. Motion carried.

Representative Nordtvedt moved that the Speaker be authorized to appoint a Conference Committee on Senate Amendments to HB 775. Motion carried.

Representative Nordtvedt moved that the rules be temporarily suspended to allow HB 870, which came out of the Taxation Committee today with a "do pass" recommendation, to be placed on Second Reading this day. Motion carried.

Representative Kessler moved that the Speaker be authorized to appoint a Conference Committee on Senate Amendments to HB 135. Motion carried.

Representative Keedy moved that the Speaker be authorized to appoint a Free Conference Committee on Senate Amendments to HB 209. Motion carried.

Representative Gould moved that the Speaker be authorized to appoint a Conference Committee on Senate Amendments to HB 161. Motion carried.

Representative Keedy moved that the Speaker be authorized to appoint a Conference Committee on Senate Amendments to HB 213. Motion carried.

Representative Feda moved that the Speaker be authorized to appoint a Free Conference Committee on Senate Amendments to HB 636. Motion carried.

Representative Sales moved that the Speaker be authorized to appoint a Conference Committee on Senate Amendments to HB 270. Motion carried.

Representative Sivertsen moved that Senate Amendments to HB 202 be placed at the top of the Second Reading board. Motion carried.

Representative Fagg moved that the House stand in recess until 1:30 p.m. Motion carried.

House recessed at 12:05 p.m.

House reconvened at 1:30 p.m.

Speaker Pro Tem Lund in the Chair.

**SECOND READING OF BILLS  
(COMMITTEE OF THE WHOLE)**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative Feda in the Chair. Committee arose.

House resumed. Mr. Speaker Pro Tem in the Chair.

Mr. Speaker Pro Tem: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Marks excused at this time.

Representatives Harper and Stobie present at this time.

Representative Sivertsen moved that Senate Amendments to HB 202 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bergene, Bertelsen, Briggs, Brown, Burnett, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Yardley, Zabrocki.  
Total 77

Noes: Hannah, Stobie, Switzer.  
Total 3

Excused: Brand, Marks.  
Total 2

Absent or not voting: Andreason, Bardanouve, Bengtson, Bennett, Conn, Cozzens, Fagg, Gould, Harp, Hurwitz, Lund, McBride, Nilson, O'Hara, Quilici, Roth, Williams, Winslow.  
Total 18

Representative Keedy moved that Senate Amendments to HB 403 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Yardley, Zabrocki.  
Total 83

Noes: None.  
Total 0

Excused: Brand, Marks.



Total 2

Absent or not voting: Bardanouve, Bennett, Conn, Daily, Harrington, Hurwitz, Iverson, Kitselman, McBride, O'Hara, Quilici, Shelden, Spilker, Williams, Winslow.

Total 15

Representative Brand present at this time.

Representative Wallin moved that Senate Amendments to HB 463 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Seifert, Shontz, Sivertsen, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Yardley, Zabrocki.

Total 79

Noes: Azzara, Matsko, Waldron.

Total 3

Excused: Marks.

Total 1

Absent or not voting: Bardanouve, Daily, Harp, Harrington, Hurwitz, Keedy, Kitselman, Lund, McBride, Menahan, Oberg, Quilici, Schultz, Shelden, Spilker, Williams, Winslow.

Total 17

Representative Matsko moved that Senate Amendments to HB 480 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Yardley, Zabrocki.

Total 82

Noes: Burnett, Hannah, Waldron.

Total 3

Excused: Marks.

Total 1

Absent or not voting: Bardanouve, Daily, Harp, Harrington, Hurwitz, Keedy, Kitselman, McBride, Nordtvedt, Quilici, Sivertsen, Spilker, Williams, Winslow.

Total 14

Representative Brand moved that HR 4, second reading copy, be amended as follows:

1. Page 1, line 19.

Following: "since"

Strike: "1968"

Insert: "1966"

2. Page 2, line 19.

Following: "SUMMER"

Strike: "TRAINING"

Insert: "intern"

Following: "FOR"

Strike: "PHARMACY STUDENTS"

Insert: "researchers"

3. Page 2, line 21.

Following: "WHEREAS,"

Insert: "the"

Following: "RESEARCH"

Strike: "OF THE NATURE"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Sheldon, Shontz, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Zabrocki.

Total 81

Noes: Smith.

Total 1

Excused: Marks.

Total 1

Absent or not voting: Bardanouve, Briggs, Daily, Harrington, Hurwitz, Keedy, Kitselman, Lund, McBride, Nordtvedt, O'Hara, Quilici, Seifert, Sivertsen, Spilker, Williams, Yardley.

Total 17

And HR 4, as amended, be adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Schultz, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Zabrocki.

Total 78

Noes: Ryan, Sales, Smith, Stobie.

Total 4

Excused: Marks.

Total 1

Absent or not voting: Azzara, Bardanouve, Cozzens, Hannah, Hemstad, Hurwitz, Meyer, Nordtvedt, O'Hara, Robbins, Seifert, Shelden, Shontz, Sivertsen, Spilker, Williams, Yardley.

Total 17

Representative Jacobsen moved that Senate Amendments to HB 488 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Hart, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Shontz, Smith, Stobie, Switzer, Teague, Thofo, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Zabrocki.

Total 78

Noes: Hannah, Hemstad, Holliday, Manuel, Moore, Phillips, Roth, Schultz.

Total 8

Excused: Marks.

Total 1

Absent or not voting: Bardanouve, Cozzens, Harrington, Hurwitz, Lund, Meyer, Nordtvedt, Seifert, Shelden, Sivertsen, Spilker, Williams, Yardley.

Total 13

Representative Oberg moved that Senate Amendments to HB 498 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedá, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shontz, Smith, Switzer, Teague, Thofo, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 82

Noes: Andreason, Hannah.

Total 2

Excused: Marks.

Total 1

Absent or not voting: Bardanouve, Cozzens, Fabrega, Harrington, Hurwitz, Kitselman, Lund, Meyer, Nordtvedt, Seifert, Shelden, Sivertsen, Spilker, Stobie, Yardley.

Total 15

Representative Huennekens moved that Senate Amendments to HB 538 be concurred in. Motion carried by the following vote:



Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Zabrocki.

Total 83

Noes: None.

Total 0

Excused: Marks.

Total 1

Absent or not voting: Bardanouve, Burnett, Cozzens, Ellison, Hurwitz, Lund, McLane, Nordtvedt, Shelden, Sivertsen, Smith, Spilker, Stobie, Vinger, Winslow, Yardley.

Total 16

Representative Thoft moved that Senate Amendments to HB 562 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Zabrocki.

Total 78

Noes: Harp, Moore, Sales.

Total 3

Excused: Marks.

Total 1

Absent or not voting: Abrams, Bardanouve, Burnett, Cozzens, Donaldson, Ellison, Hurwitz, McLane, Nordtvedt, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Vinger, Winslow, Yardley.

Total 18

Representative Vincent moved that Senate Amendments to HB 578 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden,



Shontz, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Marks.

Total 1

Absent or not voting: Abrams, Bardanouve, Burnett, Donaldson, Hurwitz, Lund, Nordtvedt, O'Hara, Sivertsen, Smith, Spilker, Stobie, Yardley.

Total 13

Representative Hanson moved that Senate Amendments to HB 587 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellison, Ernst, Eudaily, Fagg, Fedá, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 78

Noes: Bengtson, Hannah, Harp, Holliday, Keedy, Manuel, Moore.

Total 7

Excused: Marks.

Total 1

Absent or not voting: Abrams, Bardanouve, Donaldson, Ellerd, Fabrega, Hurwitz, Kitselman, Meyer, Nordtvedt, O'Hara, Sivertsen, Smith, Spilker, Yardley.

Total 14

Representative Curtiss moved that Senate Amendments to HB 600 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Marks.

Total 1

Absent or not voting: Abrams, Bardanouve, Bennett, Donaldson, Fabrega, Huennekens, Hurwitz, Meyer, O'Hara, Sivertsen, Smith, Spilker, Yardley.

Total 13

Representative Burnett moved that Senate Amendments to HB 662 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Mueller.

Total 1

Excused: Marks.

Total 1

Absent or not voting: Abrams, Bennett, Donaldson, Fagg, Hurwitz, Keyser, Kitselman, Lund, O'Hara, Sivertsen, Spilker.

Total 11

Representative O'Connell moved that Senate Amendments to HB 692 be not concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Keyser, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Keedy, Metcalf.

Total 2

Excused: Marks.

Total 1

Absent or not voting: Abrams, Bennett, Bertelsen, Donaldson, Kessler, Kitselman, Lund, Nordtvedt, O'Hara, Roth, Shontz, Sivertsen, Spilker.

Total 13

Representative Meyer moved that Senate Amendments to HB 698 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Matsko, McBride,

McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Keedy, Kemmis.

Total 2

Excused: Marks.

Total 1

Absent or not voting: Abrams, Bennett, Bertelsen, Cozzens, Donaldson, Iverson, Kitselman, Lund, O'Hara, Roth, Sivertsen, Spilker.

Total 12

Representative Winslow moved that Senate Amendments to HB 734 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Marks.

Total 1

Absent or not voting: Abrams, Bertelsen, Donaldson, Iverson, Kitselman, Lund, Neuman, O'Hara, Roth, Shontz, Sivertsen, Spilker.

Total 12

Representative Fabrega moved that Senate Amendments to HB 761 be not concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 90

Noes: Yardley.

Total 1



Excused: Marks.

Total 1

Absent or not voting: Abrams, Conroy, Fagg, O'Hara, Quilici, Sivertsen, Spilker, Switzer.

Total 8

Representative Keedy moved that Senate Amendments to HB 773 be concurred in. Motion carried by the following vote:

Ayes: Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Brand.

Total 1

Excused: Marks.

Total 1

Absent or not voting: Abrams, Anderson, Burnett, Conroy, Fagg, Hurwitz, Roth, Sivertsen, Spilker.

Total 9

Representative Brand moved that Senate Amendments to HB 36 be concurred in. Motion carried by the following vote:

Ayes: Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Marks.

Total 1

Absent or not voting: Abrams, Anderson, Conroy, Cozzens, Ernst, Fagg, Hurwitz, Roth, Sivertsen, Spilker, Stobie, Switzer.

Total 12

Representative Quilici moved that Senate Amendments to HB 90 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn,



Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 91

Noes: Keedy.

Total 1

Excused: Marks.

Total 1

Absent or not voting: Burnett, Conroy, Ernst, Fagg, Sivertsen, Spilker, Yardley.

Total 7

Representative Manuel moved that Senate Amendments to HB 102 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Brand, Huennekens, Nilson, Shelden.

Total 4

Excused: Marks.

Total 1

Absent or not voting: Phillips, Sivertsen, Spilker.

Total 3

Representative Kanduch moved that Senate Amendments to HB 329 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 88

Noes: Brand, Harper, Huennekens, Kemmis, Waldron, Yardley.

Total 6

Excused: Marks.

Total 1

Absent or not voting: Meyer, Roth, Seifert, Sivertsen, Spilker.

Total 5

Representative Gould excused at this time.

Representative Marks present at this time.

Representative Kanduch moved that Senate Amendments to HB 336 be concurred in. Representative Vincent made a substitute motion that Senate Amendments to HB 336 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Brown, Conn, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Hannah, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Neuman, Nilson, Nordtvedt, Oberg, Robbins, Roush, Schultz, Shelden, Shontz, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 56

Noes: Andreason, Bennett, Briggs, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Feda, Hanson, Harp, Hemstad, Hurwitz, Kanduch, Keyser, Kropp, Marks, McLane, Moore, Mueller, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Ryan, Sales, Seifert, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Winslow.

Total 41

Excused: Gould.

Total 1

Absent or not voting: Matsko, Sivertsen.

Total 2

Representative Bardanouve moved that Senate Amendments to HB 436 be passed to the bottom of the board. Motion carried.

Representative Hemstad moved that Senate Amendments to HB 566 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Gould.

Total 1

Absent or not voting: Abrams, Bardanouve, Burnett, Conroy, Donaldson, Ernst, Fagg, Kanduch, Lund, Matsko, McBride, Meyer, O'Hara, Sivertsen.

Total 14

Representative Winslow moved that Senate Amendments to HB 735 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Feda, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Gould.

Total 1

Absent or not voting: Abrams, Conroy, Donaldson, Ernst, Fagg, Hannah, Kanduch, McBride, Meyer, O'Hara.

Total 10

Representative Kennerly excused at this time.

Representative Curtiss moved that Senate Amendments to HB 766 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kemmis, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 82

Noes: Huennekens, Yardley.

Total 2

Excused: Gould, Kennerly.

Total 2

Absent or not voting: Abrams, Burnett, Conroy, Donaldson, Ernst, Fagg, Hart, Kanduch, Keedy, Kitselman, McBride, Metcalf, O'Hara, Sivertsen.

Total 14

Representative O'Hara moved that Senate Amendments to HJR 48 be concurred in. Motion carried by the following vote:



Ayes: Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fedra, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley.

Total 79

Noes: Andreason, Huennekens, Jensen, Stobie, Zabrocki.

Total 5

Excused: Gould, Kennerly.

Total 2

Absent or not voting: Abrams, Bardanoue, Burnett, Conroy, Donaldson, Ernst, Fagg, Hannah, Harrington, Kanduch, Keedy, McBride, Sivertsen, Winslow.

Total 14

Representative Nordtvedt moved that Senate Amendments to HB 17 be not concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanoue, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Gould, Kennerly.

Total 2

Absent or not voting: Abrams, Burnett, Donaldson, Fagg, Harrington, Huennekens, Kanduch, Kessler, Sivertsen, Winslow.

Total 10

Representative Azzara moved that Senate Amendments to HB 33 be not concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Hannah, Harper, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Keyser, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 73



Noes: Bennett, Devlin, Hanson, Harp, Kitselman, Kropp, Moore, Mueller, Ryan, Smith, Stobie, Switzer, Underdal.

Total 13

Excused: Gould, Kennerly.

Total 2

Absent or not voting: Abrams, Bardanoue, Burnett, Cozzens, Donaldson, Fagg, Harrington, Huennekens, Kanduch, Kessler, Nordtvedt, Sivertsen.

Total 12

Representative Eudaily moved that Senate Amendments to HB 48 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanoue, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Gould, Kennerly.

Total 2

Absent or not voting: Brand, Conn, Cozzens, Fagg, Kanduch, Keedy, McLane, Nordtvedt, Sivertsen, Vinger.

Total 10

Representative Kessler moved that Senate Amendments to HB 58 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanoue, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kemmis, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Winslow, Zabrocki.

Total 85

Noes: Neuman, Yardley.

Total 2

Excused: Gould, Kennerly.

Total 2

Absent or not voting: Brand, Cozzens, Fagg, Kanduch, Keedy, Kropp, Moore, Nordtvedt, Sivertsen, Vinger, Williams.

Total 11

Representative Vinger in the Chair.

Representative Brown moved that Senate Amendments to HB 557 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bertelsen, Brown, Daily, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Lund, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roush, Schultz, Seifert, Shelden, Shontz, Spilker, Teague, Vincent, Wallin, Williams, Zabrocki.  
Total 59

Noes: Asay, Bennett, Bergene, Briggs, Burnett, Conn, Conroy, Curtiss, Devlin, Ellerd, Feda, Harper, Hurwitz, Kemmis, Keyser, Kitselman, Kropp, Lory, Pistoria, Roth, Ryan, Sales, Smith, Stobie, Switzer, Thoft, Underdal, Vinger, Waldron, Yardley.  
Total 30

Excused: Gould, Kennerly.  
Total 2

Absent or not voting: Brand, Cozzens, Kanduch, Keedy, Kessler, Manning, Nordtvedt, Sivertsen, Winslow.  
Total 9

Representative Brown moved that Senate Amendments to HB 558 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hannah, Hanson, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 88

Noes: Harp, Seifert.  
Total 2

Excused: Gould, Kennerly.  
Total 2

Absent or not voting: Anderson, Bengtson, Cozzens, Fagg, Feda, Harrington, Matsko, Sivertsen.  
Total 8

Representative Kitselman moved that Senate Amendments to HB 575 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Feda, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane,

Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Gould, Kennerly.

Total 2

Absent or not voting: Anderson, Bengtson, Cozzens, Ellison, Fagg, Harrington, Jensen, Keyser, Marks, Nordtvedt, Sivertsen.

Total 11

Representative Kemmis moved that Senate Amendments to HB 594 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fedra, Hannah, Hanson, Harp, Hemstad, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shontz, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 73

Noes: Brand, Dussault, Harper, Hart, Holliday, Keedy, Kemmis, Kessler, Manning, Metcalf, Sales, Shelden, Spilker, Yardley.

Total 14

Excused: Gould, Kennerly.

Total 2

Absent or not voting: Bengtson, Conroy, Cozzens, Ellerd, Fagg, Harrington, Jensen, Marks, Moore, Seifert, Sivertsen.

Total 11

Representative Bardanouve moved that Senate Amendments to HB 436 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fedra, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 84

Noes: None.

Total 0

Excused: Gould, Kennerly.



Total 2

Absent or not voting: Bengtson, Brown, Conroy, Ellison, Fagg, Harrington, Huennekens, Jensen, Lund, Marks, Moore, Seifert, Sivertsen, Williams.

Total 14

Representative Williams moved that Senate Amendments to HB 624 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Feda, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 84

Noes: Hannah, Kessler, Moore.

Total 3

Excused: Gould, Kennerly.

Total 2

Absent or not voting: Bengtson, Ellison, Fagg, Harrington, Jensen, Kemmis, Marks, Seifert, Sivertsen, Thoft, Winslow.

Total 11

Representative Keedy moved that Senate Amendments to HB 71 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Brand, Brown, Burnett, Daily, Dozier, Dussault, Fabrega, Fagg, Feda, Harper, Hart, Holliday, Huennekens, Jensen, Kanduch, Keedy, Kemmis, Kessler, Lory, Manning, McBride, Menahan, Metcalf, Moore, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Shelden, Shontz, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Yardley.

Total 49

Noes: Andreason, Briggs, Conn, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jacobsen, Keyser, Kitselman, Kropp, Manuel, Marks, McLane, Meyer, Mueller, O'Hara, Roth, Roush, Ryan, Sales, Schultz, Seifert, Smith, Spilker, Stobie, Switzer, Teague, Wallin, Winslow, Zabrocki.

Total 41

Excused: Gould, Kennerly.

Total 2

Absent or not voting: Bengtson, Bennett, Conroy, Harrington, Lund, Matsko, Nordtvedt, Sivertsen.

Total 8

Representative Feda moved that Senate Amendments to HB 97 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin,



Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Gould, Kennerly.

Total 2

Absent or not voting: Bengtson, Bennett, Burnett, Conroy, Dozier, Ellison, Keedy, Kitselman, Lund, Marks, Mueller, Nordtvedt, Sivertsen.

Total 13

Representative Nordtvedt moved that HB 870 be placed at the top of the board. Motion carried.

That HB 870 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Gould, Kennerly.

Total 2

Absent or not voting: Brown, Kitselman, Marks, Meyer, O'Hara, Sivertsen, Yardley.

Total 7

Representative Feda moved that Senate Amendments to HB 127 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz,

Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.  
Total 91

Noes: None.  
Total 0

Excused: Gould, Kennerly.  
Total 2

Absent or not voting: Bengtson, Brown, Dozier, Keedy, Kitselman, Sivertsen, Yardley.  
Total 7

Representative Donaldson moved that Senate Amendments to HB 152 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.  
Total 85

Noes: Huennekens, O'Hara, Smith.  
Total 3

Excused: Gould, Kennerly.  
Total 2

Absent or not voting: Bengtson, Brown, Burnett, Dozier, Hemstad, Kitselman, Meyer, Moore, Sivertsen, Yardley.  
Total 10

Representative Feda in the Chair.

Representative Ellison moved that Senate Amendments to HB 200 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harper, Harrington, Hart, Holliday, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, McBride, McLane, Metcalf, Neuman, Nilson, Nordtvedt, Pavlovich, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.  
Total 75

Noes: Bennett, Harp, Hemstad, Huennekens, Jacobsen, Kemmis, Manuel, Menahan, Mueller, Oberg, O'Connell, Phillips.  
Total 12

Excused: Gould, Kennerly.  
Total 2

Absent or not voting: Bengtson, Brown, Donaldson, Dozier, Meyer, Moore, O'Hara, Roth, Sivertsen, Vinger, Yardley.

Total 11

Representative Kennerly present at this time.

Representative Keedy moved that Senate Amendments to HB 212 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harp, Harper, Harrington, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Marks, Matsko, McBride, McLane, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Waldron, Wallin, Winslow.

Total 77

Noes: Bardanouve, Dozier, Dussault, Hart, Kemmis, Manuel, Menahan, Metcalf, Oberg, Shelden, Vincent, Zabrocki.

Total 12

Excused: Gould.

Total 1

Absent or not voting: Bengtson, Bennett, Cozzens, Hemstad, Huennekens, Lund, Pistoria, Sivertsen, Williams, Yardley.

Total 10

Representative Hurwitz moved that Senate Amendments to HB 309 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Gould.

Total 1

Absent or not voting: Bengtson, Bennett, Burnett, Cozzens, Huennekens, Lund, O'Hara, Pistoria, Shelden, Sivertsen, Yardley.

Total 11

Representative Kanduch moved that Senate Amendments to HB 330 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin,



Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Zabrocki.

Total 83

Noes: None.

Total 0

Excused: Gould.

Total 1

Absent or not voting: Bengtson, Bennett, Burnett, Cozzens, Ellison, Hemstad, Huennekens, Hurwitz, Lund, Marks, O'Hara, Roth, Sivertsen, Williams, Winslow, Yardley.

Total 16

Representative Sales moved that Senate Amendments to HB 372 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fedá, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Zabrocki.

Total 83

Noes: None.

Total 0

Excused: Gould.

Total 1

Absent or not voting: Bennett, Bergene, Bertelsen, Burnett, Cozzens, Ellison, Fagg, Hannah, Hemstad, Hurwitz, Marks, Schultz, Sivertsen, Williams, Winslow, Yardley.

Total 16

Representative Vincent moved that consideration on Senate Amendments to HB 429 be passed for the day. Motion carried.

Representative Nordtvedt moved that Senate Amendments to HB 448 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fedá, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf,



Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Zabrocki.

Total 85

Noes: Brown, Pavlovich.

Total 2

Excused: Gould.

Total 1

Absent or not voting: Cozzens, Ernst, Fagg, Hart, Keedy, Kitselman, Lund, Oberg, Sivertsen, Williams, Winslow, Yardley.

Total 12

Representative Donaldson moved that Senate Amendments to HB 479 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fedra, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennkens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Zabrocki.

Total 84

Noes: None.

Total 0

Excused: Gould.

Total 1

Absent or not voting: Abrams, Andreason, Burnett, Cozzens, Ernst, Fagg, Hart, Keedy, Lund, Sivertsen, Underdal, Vinger, Williams, Winslow, Yardley.

Total 15

Representative Azzara moved that Senate Amendments to HB 507 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennkens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Gould.

Total 1

Absent or not voting: Abrams, Brand, Cozzens, Fagg, Hart, Hurwitz, Keedy, Lund, Manning, Seifert, Sivertsen, Williams, Winslow, Yardley.

Total 14

Representative Kemmis moved that Senate Amendments to HB 815 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Gould.

Total 1

Absent or not voting: Abrams, Brand, Cozzens, Fagg, Hart, Hurwitz, Lund, Seifert, Sivertsen, Williams, Winslow, Yardley.

Total 12

That the Committee rise and report. (Feda, Chairman). Report adopted. (87-3)

## MOTIONS

Representative Fagg moved that the rules be temporarily suspended to allow all bills that passed on Second Reading this day to be heard on Third Reading this same day. Motion carried unanimously.

Representative Fabrega moved that the Speaker be authorized to appoint a Free Conference Committee on Senate Amendments to HB 761. Motion carried.

Representative Ellison moved that the Speaker be authorized to appoint a Free Conference Committee on Senate Amendments to HB 200. Motion carried.

Representative Kanduch moved that the Speaker be authorized to appoint a Conference Committee on Senate Amendments to HB 336. Motion carried.

Representative Jacobsen moved that the Speaker be authorized to appoint a Free Conference Committee on Senate Amendments to HB 202. Motion carried.

Representative Brown moved that the Speaker be authorized to appoint a Conference Committee on Senate Amendments to HB 558. Motion carried.

Representative O'Connell moved that the Speaker be authorized to appoint a Conference Committee on Senate Amendments to HB 692. Motion carried.

Representative Nordtvedt moved that the Speaker be authorized to appoint a Conference Committee on Senate Amendments to HB 17. Motion carried.

Representative Keedy moved that the Speaker be authorized to appoint a Conference Committee on Senate Amendments to HB 71. Motion carried.

Representative Keedy moved that the Speaker be authorized to appoint a Free Conference Committee on Senate Amendments to HB 212. Motion carried.

Representative Dussault moved that the rules be temporarily suspended for the drafting and introduction of a House bill appropriating \$159,000 to the Anaconda area. Motion carried unanimously.

Representative Vincent moved that consideration on Senate Amendments to HB 429 be passed until the 82nd legislative day. Motion carried.

Representative Azzara moved that the Speaker be authorized to appoint a Free Conference Committee on Senate Amendments to HB 33. Motion carried.

### THIRD READING OF BILLS

The following bill having been read three several times, title and history agreed to, was disposed of in the following manner:

House Joint Resolution No. 34 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 93

Noes: Burnett, Lory, Smith.  
Total 3

Excused: Gould.  
Total 1

Absent or not voting: Cozzens, Harrington, Sivertsen.  
Total 3

### UNFINISHED BUSINESS

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 17:

Nordtvedt, Chairman  
Burnett  
Neuman

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 26:

Moore, Chairman  
Feda  
Conroy

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 71:

Donaldson, Chairman  
Lory  
Keedy

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 135:

Hanson, Chairman  
Mueller  
Kennerly

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 161:

Gould, Chairman  
Winslow  
Dussault

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 209:

Anderson, Chairman  
Iverson  
Keedy

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 212:

Hannah, Chairman  
Thoft  
Keedy

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 213:

Bennett, Chairman  
Fabrega  
Keedy

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 270:

Sales, Chairman  
Kropp  
Pistoria



The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 301:

Matsko, Chairman  
Keedy  
Gould

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 336:

Anderson, Chairman  
Bertelsen  
Kanduch

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 390:

Winslow, Chairman  
Ryan  
Holliday

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 636:

Feda, Chairman  
Wallin  
Pavlovich

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 642:

Bennett, Chairman  
Iverson  
Brown

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 761:

Fabrega, Chairman  
Meyer  
Vincent

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 775:

Nordtvedt, Chairman  
Harp  
Zabrocki

Representative Fagg moved that the House adjourn until 10:00 a.m., April 9, 1981.

Motion carried.

House adjourned at 5:00 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## SEVENTY-NINTH LEGISLATIVE DAY

Helena, Montana  
April 9, 1981

House Chambers  
Capitol Building

House convened at 10:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Andreason, Kennerly, McLane, O'Connell, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journals for the Seventy-sixth and Seventy-seventh Legislative Days, find the same to be correct.

SPIPKER, Chairman

### SPECIAL ORDERS OF THE DAY

The House received word this morning of the death of Clarence O'Connell, husband of Representative Helen O'Connell of Great Falls. In his memory, the House observed a moment of silence.

### REPORTS OF STANDING COMMITTEES

#### BILLS (Spilker, Chairman):

4/9/81

Correctly enrolled - HB 34, HB 74, HB 88, HB 96, HB 110, HB 215, HB 265, HB 299, HB 379, HB 413, HB 481, HB 510, HB 545, HB 573, HJR 47, HR 4.

Examined by the sponsor (Ernst) and found to be correct - HB 34.

Examined by the sponsor (Harper) and found to be correct - HB 74.

Examined by the sponsor (Vincent) and found to be correct - HB 88.

Examined by the sponsor (Asay) and found to be correct - HB 92.

Examined by the sponsor (Feda) and found to be correct - HB 96.

Examined by the sponsor (Pavlovich) and found to be correct - HB 110.

Examined by the sponsor (Keedy) and found to be correct - HB 215.

Examined by the sponsor (Huennekens) and found to be correct - HB 291.

Examined by the sponsor (Shontz) and found to be correct - HB 299.

Examined by the sponsor (Dussault) and found to be correct - HB 367.

Examined by the sponsor (Hemstad) and found to be correct - HB 379.

Examined by the sponsor (Hart) and found to be correct - HB 389.

Examined by the sponsor (Bertelsen) and found to be correct - HB 413.

Examined by the sponsor (Nordtvedt) and found to be correct - HB 481, HB 484, HB 573.

Examined by the sponsor (Anderson) and found to be correct - HB 502.

Examined by the sponsor (Lory) and found to be correct - HB 510.

Examined by the sponsor (Sivertsen) and found to be correct - HB 545.

Examined by the sponsor (Kemmis) and found to be correct - HB 550.

Examined by the sponsor (Williams) and found to be correct - HB 596.

Examined by the sponsor (Harp) and found to be correct - HB 607.

Examined by the sponsor (Nilson) and found to be correct - HJR 47.

Signed by the Speaker at 2:00 p.m., 4/9/81 - HB 92, HB 291, HB 367, HB 389, HB 484, HB 502, HB 550, HB 596, HB 607.

Delivered to the Governor for his approval at 4:30 p.m., 4/9/81 - HB 92, HB 291, HB 367, HB 389, HB 484, HB 502, HB 550, HB 596, HB 607.

#### APPROPRIATIONS (Lund, Chairman):

4/9/81

HB 869, introduced bill, be amended as follows:

1. Title, line 6.

Following: line 5

Strike: "COMPONENT OF THE GENERAL FUND"

Insert: "TRUST FUND CREATED BY SECTION 5, ARTICLE IX,  
OF THE MONTANA CONSTITUTION"

2. Page 3, line 10.

Following: "from the"

Insert: "principal of the"

Following: "tax"

Strike: remainder of line 10 through "fund" on line 11

Insert: "trust fund created by section 5, Article IX, of the Montana  
constitution"

3. Page 1, line 17.

Following: "(MHD)"

Insert: ", which funding has been used in part"

4. Page 3, lines 16 through 20.

Following: "schedule."

Strike: remainder of lines 16 through 20

Insert: "The modification shall take the form of construction of or  
alterations to the facility to provide capital investments for  
federally-furnished components and/or to demonstrate at the earli-  
est possible date a coal combustion capability in the project's test  
bay. This appropriation is made with the intent of accelerating the  
MHD engineering development schedule and increasing the capabili-  
ties of this nation's resources in coal handling and processing, the  
MHD technology and other related high temperature technologies."

And, as amended, do pass. Report adopted.

HB 871, do pass. Report adopted.

BUSINESS AND INDUSTRY (Fabrega, Chairman):

4/8/81

HJR 65, do pass. Report adopted.

SJR 33, be concurred in. Report adopted.

TAXATION (Nordtvedt, Chairman):

4/8/81

SB 150, third reading copy, be amended as follows:

1. Title, line 10.

Following: "~~100~~"

Strike: "40"

Insert: "30"

2. Title, line 11.

Following: "MCA"

Insert: "; AND PROVIDING APPLICABILITY DATES"

3. Page 2, line 11.

Following: "~~20%~~"

Strike: "40%"

Insert: "30%"

4. Page 4, lines 2 through 7.

Following: "made" on line 2

Strike: remainder of line 2 through "PERSONS" on line 7

5. Page 4, line 16.

Following: "~~of~~"

Strike: "40%"

Insert: "30%"

6. Page 5.

Following: line 15

Insert: "Section 4. Applicability. This act is applicable only to taxable years beginning after December 31, 1980, and before January 1, 1983."

And, as amended, be concurred in. Report adopted.

SB 163, third reading copy, be amended as follows:

1. Statement of Intent, line 7.

Following: "and section"

Strike: "9"

Insert: "10"

2. Statement of Intent, line 13.

Following: "section"

Strike: "9"

Insert: "10"

3. Title, line 10.

Following: "FARMERS;"

Strike: "AND"

4. Title, line 11.

Following: "ACT"

Insert: "; AND PROVIDING AN APPLICABILITY DATE"

5. Page 2, line 14.

Following: "through"

Strike: "29"

Insert: "33"

6. Page 2, line 17.

Following: "through"

Strike: "29"

Insert: "33"

7. Page 2, line 24.

Following: "through"

Strike: "29"

Insert: "33"

8. Page 4, line 16.

Following: "section"

Strike: "10"

Insert: "11"

9. Page 4, line 18.

Following: "through"

Strike: "29"

Insert: "6 and 8 through 33"

10. Page 5.

Following: line 7

Insert: "Section 5. Financing programs of the authority. The authority may:

(1) make loans to lending institutions under terms and conditions adopted by the authority requiring the proceeds to be used by the lending institution for the making of loans for agricultural land and improvements in the state for persons residing in the state;



(2) invest in, purchase or make commitments to purchase, and take assignments from lending institutions of notes, mortgages, and other securities for the acquisition, construction, rehabilitation, or purchase of agricultural land and improvements in this state, under terms and conditions adopted by the authority;

(3) make, undertake commitments to make, and participate in the making of loans to persons residing in the state for agricultural land and improvements when the authority determines that loans are not otherwise available, wholly or in part, from private lenders upon reasonable equivalent terms and conditions.”

Renumber: subsequent sections

11. Page 5, line 23.

Following: “economic”

Strike: “diversity”

Insert: “adversity”

12. Page 6, line 12.

Following: “and”

Strike: “6”

Insert: “7”

13. Page 7.

Following: line 13

Strike: “\$100,000”

Insert: “\$200,000”

14. Page 9, line 6.

Following: “through”

Strike: “29”

Insert: “33”

15. Page 11, line 17.

Following: “through”

Strike: “29”

Insert: “33”

16. Page 13, line 17.

Following: “through”

Strike: “29”

Insert: “33”

17. Page 13, line 19.

Following: “through”

Strike: “29”

Insert: “33”

18. Page 14, line 1.

Strike: “29”

Insert: “33”

19. Page 15, line 3.

Following: “through”

Strike: “29”

Insert: “33”

20. Page 15, line 13.

Following: “through”

Strike: “29”

Insert: “33”

21. Page 15, line 20.

Following: "through"

Strike: "29"

Insert: "33"

22. Page 15, line 22.

Following: "through"

Strike: "29"

Insert: "33"

23. Page 17, line 3.

Following: line 2

Insert: "Section 27. Beginning farmer guaranty fund. (1) The authority shall create a beginning farmer guaranty fund. The fund shall be held by a trustee or other fiduciary designated by the authority. There shall be deposited into the fund the proceeds of the sale of bonds authorized by [section 30] and such other revenues and assets as the authority shall consider necessary to comply with any contract or agreement entered into by the authority under the provisions of [sections 2 through 33].

(2) The money in the fund shall be used to satisfy any claim resulting from a defaulted loan. The money in the fund may also be used for any other purpose determined by the authority in accordance with guaranty contracts with financial institutions entered into pursuant to the provisions of [sections 2 through 33], including without limitation, the protection of the interest of the authority in the acquisition of a farm or ranch during periods of loan delinquency or upon loan defaults.

Section 28. Loan guaranty program. (1) The authority may guarantee and make commitments to guarantee payment required by a loan for any acquisition of a farm or ranch upon such terms and conditions as the authority may prescribe in accordance with the provisions of [sections 2 through 33]. In administering the guaranty program, the authority may require the payment of a fee or premium, establish application fees, and prescribe application, notification, contract and guaranty forms, rules, regulations and guidelines.

(2) A loan guaranteed by the authority under the provisions of [sections 2 through 33] shall:

- (a) be made for the acquisition of a farm or ranch;
- (b) be financed initially from the proceeds of notes or bonds issued pursuant to [section 30];
- (c) be made to a borrower approved by the authority or lending institution as responsible;
- (d) contain complete amortization provisions satisfactory to the authority; and
- (e) be in such principal amount, be in such form, and contain such terms and provisions with respect to property insurance, repairs, alterations, payment of taxes and assessments, delinquency charges, and default remedies.

(3) The authority is authorized from time to time to enter into guaranties, insurance contracts, or any other agreement or contracts with respect to the guaranty fund and any guaranteed loan. Any such agreement or contract may contain terms and provisions necessary or desirable in connection with the guaranty program subject to

the requirements established, including without limitation terms and provisions relating to loan documentation, review and approval procedures, origination and servicing rights and responsibilities, default obligations, procedures and obligations, and obligations with respect to guaranty contracts made under the provisions of [sections 2 through 33].

(4) Any contract of guaranty made by the authority under the authorization of the provisions of [sections 2 through 33] shall provide that claims payable thereunder shall be paid from any amounts available in the economic development guaranty fund and from any amounts available under the terms of any applicable contract or agreement with the financial institution which originated the guaranteed loan. The obligation of the authority to make payments under any such contract shall be limited solely to such sources, and shall not constitute a debt or liability of the authority or the state. Any guaranty contract and any rule, regulation, or guideline of the authority implementing the guaranty program may contain such other terms, provisions or conditions as the authority considers necessary or appropriate, including without limitation those relating to the payment of guaranty premiums, the giving of notice, claim procedure, the sources of payment for claims, the priority of competing claims for payment, the release or termination of loan security and borrower liability, the timing of payment, the maintenance and disposition of projects and the use of amounts received during periods of loan delinquency or upon default, and any other provision concerning the rights of insured parties or conditions to the payment of guaranty claims. Any premiums for the guaranty of loan payments under the provisions of [sections 2 through 33] may be determined on such basis, be payable by such person, and be payable in such amounts and at such times as the authority shall determine, and the amount of the premium need not be uniform among the various loans guaranteed.

(5) The minimum reserve requirement for the beginning farmer guaranty fund shall be 10% of the aggregate amount of loans insured. No loan may be insured by the authority if such loan together with the aggregate of all other loans then insured exceeds 10 times the amount of funds available in the beginning farmer guaranty fund.

Section 29. Authority to request additional funds. (1) In order to assure the maintenance of the beginning farmer guaranty fund, the chairman of the authority shall on or before September 1 in the year preceding the convening of a regular legislative session deliver to the governor a certificate stating the sum, if any, required to restore the beginning farmer guaranty fund to the minimum reserve requirement. The governor shall include in the executive budget submitted to the legislature the sum required to restore the beginning farmer guaranty fund to the minimum capital reserve requirement. The legislature may appropriate all or any portion of the sum so required from the income from the coal tax constitutional trust fund.

(2) All amounts remitted to the authority under this section constitute advances to the authority and shall be repaid to the state treasury without interest from available operating revenues of the authority in excess of amounts required for the guaranty of loans.

Section 30. General obligation bonds authorized to fund beginning farmer guaranty fund. (1) The board of examiners, upon the recommendation of the authority created by [section 4], may issue and sell general obligation bonds in an amount not to exceed \$5 million. The bonds shall be issued, sold and retired in the same manner as prescribed in 17-5-403, for the long range building program bonds.

(2) The proceeds of the sale of the bonds authorized by subsection (1) shall be deposited in the beginning farmer guaranty fund as provided in [section 27]."

Renumber: subsequent sections

24. Page 17, line 12.

Following: "through"

Strike: "29"

Insert: "33"

25. Page 17, line 19.

Following: "section"

Strike: "10"

Insert: "11"

26. Page 18.

Following: line 3

Insert: "Section 35. Applicability date. The provisions of section 24 apply to taxable years beginning after December 31, 1980."

And, as amended, be concurred in. Report adopted.

SB 207, third reading copy, be amended as follows:

1. Page 1, line 13.

Following: "of"

Strike: "community affairs"

Insert: "commerce"

2. Page 1, line 23.

Following: "of"

Strike: "community affairs"

Insert: "commerce"

3. Page 1, line 24.

Following: "that"

Insert: "local and state"

4. Page 2, line 9.

Following: "by"

Insert: "local and state"

5. Page 2, line 19.

Following: "~~principal~~"

Strike: "INCOME"

Insert: "principal"

And, as amended, be concurred in. Report adopted.

SB 208, be concurred in. Report adopted.

SB 460, be concurred in. Report adopted.

SJR 26, third reading copy, be amended as follows:

1. Page 1.

Following: line 18



Insert: "WHEREAS, the Department presently requires depreciated original cost to be used for purposes of determining net business income subject to taxation; and"

2. Page 1, line 24 through line 1 on page 2.

Following: "property" on line 24

Strike: remainder of line 24 through "market" on line 1 on page 2

3. Page 2, lines 4 through 6.

Following: line 3

Strike: "reliable"

Insert: "appropriate"

Following: "property" on line 4

Strike: remainder of line 4 through "information" on line 6

And, as amended, be concurred in. Report adopted.

### MESSAGES FROM THE OTHER HOUSE

House Bill not concurred in and returned to the House: 4/8/81

House Bill No. 776, introduced by Harrington, Menahan, Daily, Pavlovich, et al.

House Bills concurred in as amended and returned to the House for concurrence in Senate Amendments: 4/8/81

House Bill No. 415, introduced by Sivertsen

House Bill No. 654, introduced by Menahan

Senate Bill passed as amended and transmitted to the House for concurrence: 4/8/81

Senate Bill No. 15, introduced by Mazurek

### MOTIONS

Representative Fagg moved that the rules be suspended to allow SB 15 to be accepted by the House after the transmittal deadline. Motion carried unanimously.

Representative Nordtvedt moved that Senate Amendments to HB 18 be placed at the top of the Second Reading board. Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time and referred to committees:

HB 872, introduced by Moore. Referred to Long Range Building Committee.

HJR 67, introduced by Sivertsen. Referred to Committee on State Administration.

The following Senate bills were introduced, read first time and referred to committees:

SB 15, introduced by Mazurek. Referred to Committee on Rules.

SB 485, introduced by Berg, Halligan, J. O'Hara, Crippen, Mazurek, B. Brown, M. Anderson, S. Brown, Olson, Regan, (By Request of the Senate Judiciary Committee). Referred to Committee on Judiciary.

**THIRD READING OF BILLS**

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Joint Resolution No. 49 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Daily, Devlin, Ellerd, Mueller, Roth, Smith.

Total 6

Excused: Andreason, Kennerly, O'Connell.

Total 3

Absent or not voting: Harrington, Nordtvedt, Sivertsen.

Total 3

Senate Amendments to House Bill No. 237 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hanson, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Metcalf, Meyer, Moore, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Bennett, Brand, Harp, Harper, Huennekens, Keedy, Kemmis, Menahan, Mueller, Roth, Sales, Smith.

Total 12

Excused: Andreason, Kennerly, McLane, O'Connell.

Total 4

Absent or not voting: Ellison, Gould, Hannah, Nordtvedt.

Total 4

Senate Amendments to House Bill No. 524 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser,

Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Andreason, Kennerly, McLane, O'Connell.

Total 4

Absent or not voting: Gould, Nordtvedt.

Total 2

Senate Amendments to House Bill No. 546 were concurred in by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Anderson, Bennett, Hemstad, Keedy, Kemmis, Kessler, McBride, Sales, Vincent.

Total 9

Excused: Andreason, Kennerly, McLane, O'Connell.

Total 4

Absent or not voting: Fagg, Gould, Nordtvedt, Shelden.

Total 4

Senate Amendments to House Bill No. 321 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0



Excused: Andreason, Kennerly, McLane, O'Connell.

Total 4

Absent or not voting: Gould, Nordtvedt.

Total 2

Senate Amendments to House Bill No. 360 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hannah, Hanson, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Harp, Harper, Keedy, Keyser, Mueller, Roush.

Total 6

Excused: Andreason, Kennerly, McLane, O'Connell.

Total 4

Absent or not voting: Gould, Nordtvedt.

Total 2

Senate Amendments to House Bill No. 621 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Andreason, Kennerly, McLane, O'Connell.

Total 4

Absent or not voting: Gould, Keedy, Nordtvedt.

Total 3

Senate Amendments to House Bill No. 702 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst,



Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Jacobsen.

Total 1

Excused: Andreason, Kennerly, McLane, O'Connell.

Total 4

Absent or not voting: Ellison, Gould, Nordtvedt.

Total 3

Senate Amendments to House Bill No. 725 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Andreason, Kennerly, McLane, O'Connell.

Total 4

Absent or not voting: Gould, Nordtvedt.

Total 2

Senate Amendments to House Bill No. 740 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Mueller.

Total 1

Excused: Andreason, Kennerly, McLane, O'Connell.

Total 4

Absent or not voting: Gould, Nordtvedt.

Total 2

Senate Amendments to House Bill No. 819 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Keyser.

Total 1

Excused: Andreason, Kennerly, McLane, O'Connell.

Total 4

Absent or not voting: Bergene, Gould, Nordtvedt, Underdal.

Total 4

Senate Amendments to House Joint Resolution No. 17 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Andreason, Kennerly, McLane, O'Connell.

Total 4

Absent or not voting: Gould, Nordtvedt.

Total 2

Senate Amendments to House Bill No. 626 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 79

Noes: Bennett, Bertelsen, Brand, Brown, Dozier, Harper, Hurwitz, McBride, Metcalf, Oberg, Roth, Shelden, Teague, Vincent.

Total 14

Excused: Andreason, Kennerly, McLane, O'Connell.

Total 4

Absent or not voting: Feda, Gould, Nordtvedt.

Total 3

Representative Kennerly present at this time.

Senate Amendments to House Bill No. 304 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Fabrega, Fagg, Feda, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Hannah.

Total 1

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Eudaily, Gould, Nordtvedt.

Total 3

Senate Amendments to House Bill No. 424 were concurred in by the following vote:

Ayes: Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz,



Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Abrams, Gould, Nordtvedt.

Total 3

Senate Amendments to House Bill No. 467 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Gould, Kitselman, Kropp, Nordtvedt.

Total 4

Senate Amendments to House Bill No. 704 were concurred in by the following vote:

Ayes: Abrams, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Anderson, Azzara, Brown, Keedy.

Total 4

Excused: Andreason, McLane, O'Connell.

Total 3



Absent or not voting: Gould, Nordtvedt.

Total 2

Senate Amendments to House Bill No. 712 were concurred in by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Asay, Gould, Nordtvedt.

Total 3

Senate Amendments to House Bill No. 763 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Hart, Nordtvedt.

Total 2

Senate Amendments to House Bill No. 370 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens,

Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Keedy, Kennerly, Nordtvedt.

Total 3

Senate Amendments to House Bill No. 533 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Nordtvedt.

Total 1

Senate Amendments to House Bill No. 684 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Ellison, Nordtvedt.

Total 2

Senate Amendments to House Joint Resolution No. 29 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Burnett.

Total 1

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Bardanouve, Ellerd, Nordtvedt.

Total 3

Senate Amendments to House Bill No. 80 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Bergene, Hurwitz, Keedy, Nordtvedt.

Total 4

Senate Amendments to House Bill No. 300 were concurred in by the following vote:



Ayes: Abrams, Bengtson, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Anderson, Azzara, Bardanouve, Bennett, Bertelsen, Brand, Harper, Keedy, Kemmis, McBride, Moore, Oberg, Shelden, Teague.

Total 14

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Asay, Nordtvedt.

Total 2

Senate Amendments to House Bill No. 364 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Mr. Speaker.

Total 81

Noes: Bennett, Brown, Burnett, Devlin, Harper, Kanduch, Keedy, Kessler, McBride, Oberg, Pavlovich, Roush, Teague, Winslow, Zabrocki.

Total 15

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Nordtvedt.

Total 1

Senate Amendments to House Bill No. 385 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie,



Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Keedy, Oberg, Nordtvedt.

Total 3

Senate Amendments to House Bill No. 398 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Nordtvedt.

Total 1

Senate Amendments to House Bill No. 403 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Dozier.

Total 1

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: None.

Total 0

Senate Amendments to House Bill No. 463 were concurred in by the following vote:

Ayes: Abrams, Asay, Bardanouve, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manuel, Matsko, McBride, Menahan, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Anderson, Azzara, Bengtson, Bennett, Brand, Jacobsen, Kitselman, Lund, Manning, Metcalf, Neuman, Schultz, Winslow.

Total 12

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Shelden.

Total 1

Senate Amendments to House Bill No. 480 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Bengtson, Manuel.

Total 2

Senate Amendments to House Bill No. 488 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning,

Matsko, McBride, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.  
Total 87

Noes: Burnett, Dozier, Hannah, Harper, Hemstad, Jacobsen, Manuel, Menahan, Teague, Yardley.  
Total 10

Excused: Andreason, McLane, O'Connell.  
Total 3

Absent or not voting: None.  
Total 0

Senate Amendments to House Bill No. 498 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 95

Noes: Hannah.  
Total 1

Excused: Andreason, McLane, O'Connell.  
Total 3

Absent or not voting: Stobie.  
Total 1

Senate Amendments to House Bill No. 538 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 96

Noes: Burnett.  
Total 1



Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: None.

Total 0

Senate Amendments to House Bill No. 562 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Burnett, Switzer.

Total 2

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: None.

Total 0

Senate Amendments to House Bill No. 578 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: None.

Total 0

Senate Amendments to House Bill No. 587 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy,



Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Hannah, Winslow.

Total 2

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Keyser.

Total 1

Senate Amendments to House Bill No. 600 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Dozier, Kessler, Manning, Metcalf, Teague.

Total 5

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: None.

Total 0

Senate Amendments to House Bill No. 662 were concurred in by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 89

Noes: Anderson, Hemstad, Mueller, Shelden, Teague, Thoft, Yardley.  
Total 7

Excused: Andreason, McLane, O'Connell.  
Total 3

Absent or not voting: Bergene.  
Total 1

Senate Amendments to House Bill No. 698 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 94

Noes: Teague.  
Total 1

Excused: Andreason, McLane, O'Connell.  
Total 3

Absent or not voting: Hurwitz, Keedy.  
Total 2

Senate Amendments to House Bill No. 734 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 97

Noes: None.  
Total 0

Excused: Andreason, McLane, O'Connell.  
Total 3

Absent or not voting: None.  
Total 0

Senate Amendments to House Bill No. 773 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: None.

Total 0

Senate Amendments to House Bill No. 36 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: None.

Total 0

Senate Amendments to House Bill No. 90 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson,



Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Keedy.

Total 1

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: None.

Total 0

Senate Amendments to House Bill No. 102 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 92

Noes: Harper, Huennekens, Roth, Shelden, Zabrocki.

Total 5

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: None.

Total 0

Senate Amendments to House Bill No. 329 were concurred in by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Anderson, Brand, Harper, Huennekens, Kemmis, Kessler, Manning, McBride, Oberg, Shelden, Teague.

Total 11

Excused: Andreason, McLane, O'Connell.

Total 3



Absent or not voting: Bergene, O'Hara.

Total 2

Senate Amendments to House Bill No. 436 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Ellison, Hanson, Robbins.

Total 3

Senate Amendments to House Bill No. 566 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Menahan, Sales, Smith.

Total 3

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Ellison.

Total 1

Senate Amendments to House Bill No. 735 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens,

Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Seifert.

Total 1

Senate Amendments to House Bill No. 766 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Mr. Speaker.

Total 88

Noes: Bardanouve, Brand, Harper, Hart, Huennekens, Metcalf, Yardley, Zabrocki.

Total 8

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Seifert.

Total 1

Senate Amendments to House Joint Resolution No. 48 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Huennekens, Keedy.

Total 2

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Seifert.

Total 1

Senate Amendments to House Bill No. 48 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Keedy, Nordtvedt, O'Hara, Seifert.

Total 4

Senate Amendments to House Bill No. 58 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Kropp, Lory, Lund, Manuel, Matsko, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Bengtson, Brand, Harper, Keedy, Kemmis, Keyser, Kitselman, Manning, McBride, Moore, Ryan.

Total 11

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Nordtvedt.

Total 1

Senate Amendments to House Bill No. 557 were concurred in by the following vote:



Ayes: Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Briggs, Conroy, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Meyer, Mueller, Nilson, Nordtvedt, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 68

Noes: Abrams, Bergene, Burnett, Conn, Cozzens, Curtiss, Ellerd, Harper, Hart, Huennekens, Keedy, Kemmis, Kitselman, Kropp, Metcalf, Moore, Neuman, Oberg, Phillips, Roth, Ryan, Sales, Smith, Stobie, Switzer, Underdal, Waldron, Yardley.

Total 28

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Brown.

Total 1

Senate Amendments to House Bill No. 575 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Jacobsen, Kennerly, Smith, Teague.

Total 4

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: None.

Total 0

Senate Amendments to House Bill No. 594 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen,



Smith, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Azzara, Brand, Keedy, Kemmis, Metcalf, Roth, Shelden, Spilker, Teague, Vincent, Waldron.

Total 11

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: None.

Total 0

Senate Amendments to House Bill No. 624 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Hannah, Moore, Roth, Smith, Stobie, Switzer, Teague.

Total 7

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Briggs.

Total 1

Senate Amendments to House Bill No. 97 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Keyser, Vinger.

Total 2

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: None.

Total 0

Senate Amendments to House Bill No. 127 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Brown, Conroy, Keyser, Switzer.

Total 4

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: None.

Total 0

Senate Amendments to House Bill No. 152 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Azzara, Huennekens, Kessler, O'Hara, Stobie, Winslow.

Total 6

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Keedy.

Total 1

Senate Amendments to House Bill No. 309 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel,

Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Switzer.

Total 1

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: None.

Total 0

Senate Amendments to House Bill No. 330 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, Menahan, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Azzara, Bardanouve, Brand, Harper, Huennekens, Kessler, McBride, Metcalf, Neuman, Teague.

Total 10

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Switzer, Winslow.

Total 2

Senate Amendments to House Bill No. 372 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0



Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Huennekens.

Total 1

Senate Amendments to House Bill No. 448 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Brown, Daily, Harrington, Jacobsen, Kanduch, Kitselman, McBride, Pavlovich, Quilici, Schultz, Smith, Teague.

Total 12

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: None.

Total 0

Senate Amendments to House Bill No. 479 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Neuman, Oberg, Roth.

Total 3

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Hurwitz.

Total 1

Senate Amendments to House Bill No. 507 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy,



Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 96

Noes: None.

Total 0

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Pavlovich.

Total 1

Senate Amendments to House Bill No. 815 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Donaldson, Harrington.

Total 2

House Bill No. 870 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Harrington, Hurwitz.

Total 2

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Anderson in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Conroy moved that SB 244 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kropp, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Fagg, Harrington, Keedy, Kitselman, Lory, Lund, Nordtvedt, Phillips.

Total 8

Representative Burnett moved that SB 484 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley.

Total 76

Noes: Bergene, Hannah, Hemstad, Sales, Stobie.

Total 5

Excused: Andreason, McLane, O'Connell.

Total 3

Absent or not voting: Bardanouve, Conn, Fagg, Harrington, Iverson, Keedy, Kitselman, Lund, Manuel, Marks, Nordtvedt, Phillips, Quilici, Teague, Winslow, Zabrocki.

Total 16

Representative Fabrega excused at this time.

Representative Devlin moved that SB 466 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sheldon, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 83

Noes: Hannah.

Total 1

Excused: Andreason, Fabrega, McLane, O'Connell.

Total 4

Absent or not voting: Bardanouve, Burnett, Daily, Iverson, Keedy, Kitselman, Marks, Nordtvedt, O'Hara, Quilici, Winslow, Yardley.

Total 12

That the Committee rise and report and beg leave to sit again. (Anderson, Chairman). Report adopted. (81-2)

### MOTIONS

Representative Fagg moved the House stand in recess until 1:15 p.m. Motion carried.

House recessed at 11:30 a.m.

House reconvened at 1:30 p.m.

### MESSAGES FROM THE GOVERNOR

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

April 8, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measure this date:

House Bill No. 738.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

April 8, 1981

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

Dear Representative Marks and Senator Turnage:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return Senate Bill No. 58, "AN ACT TO AMEND SECTION 20-5-403, MCA, OF THE SCHOOL IMMUNIZATION LAWS TO ELIMINATE THE EXEMPTION BASED ON FAILURE TO ACT; ALLOWING A GRACE PERIOD FOR TRANSFER STUDENTS; AND PROVIDING AN EFFECTIVE DATE," without my signature and recommend the attached amendments for the following reasons.

The amendments I am proposing to SB 58 are for clarification only and in no way alter the intent of the bill.

Language in Section 1(1)(d) of the bill leaves the impression that subsection (2) in some manner describes pupil transfers. Subsection (2) does not describe transfers but rather, unsuccessfully attempts to provide a grace period for transfer pupils in which they can comply with immunization requirements. The proposed amendment clarifies this intention.

Further, language in subsection (2) raises the question whether the 30-day grace period begins to run with the commencement of attendance at the first school attended by a transfer student or at the school to which the student transfers. The proposed amendment makes it clear that the 30-day grace period begins to run after the commencement of attendance at the school to which the student transfers.

I urge your concurrence in these amendments.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENTS  
TO SENATE BILL NO. 58

1. Page 2, line 1.  
Following: "DISTRICT"  
Strike: "AS PROVIDED IN"  
Insert: "in which case the provisions of"  
Following: "SUBSECTION (2)"  
Insert: "apply"

2. Page 2, line 8.



Following: "AT"

Insert: "the"

Following: "SCHOOL"

Insert: "to which he or she transfers"

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

April 8, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return Senate Bill No. 461, "AN ACT TO REMOVE THE RESTRICTIONS ON ALL-BEVERAGES LIQUOR LICENSES TRANSFERRED FROM ONE QUOTA AREA TO ANOTHER 5 YEARS AFTER THE TRANSFER AND TO ALLOW THE TRANSFERS OF ALL-BEVERAGES LICENSES TO QUOTA AREAS THAT ARE LESS THAN 133 PERCENT OVER QUOTA, AN INCREASE FROM 125 PERCENT; AMENDING SECTIONS 16-4-202, AND 16-4-204," without my signature and recommend the attached amendments for the following reasons.

The language of SB 461 on page 14, lines 11 through 14, creates a statutory bar against any mortgaging or pledging of resort all-alcoholic beverage licenses as security. Additionally, the language bars any transfer of the license except upon inheritance by death, similar to the current provisions affecting floater all-alcoholic beverage licenses.

The unamended statutory provisions allow the resort all-alcoholic beverage license to be mortgaged or pledged as security and allows the transfer of such licenses with the restriction that such licenses may not be transferred to locations outside the boundaries of the resort area. Currently, at least four resort all-alcoholic beverage licenses have been mortgaged or pledged as security with secured parties and their security interests recorded with the Department of Revenue, Liquor Division.

The amendments I am proposing maintain the existing statutory provisions for mortgaging and transferring resort all-alcoholic beverage licenses.

I urge your concurrence in these amendments.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENTS  
TO SENATE BILL 461

1. Page 14, lines 11 through 14.

Following: "(11)"

Strike: "A resort license may not be mortgaged or pledged as security and may not be transferred to another person except for a transfer by inheritance upon the death of the licensee."

2. Page 14, line 14.

Following: "addition"

Insert: "to the restrictions on sale or transfer of a license as provided in 16-4-204"

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

April 8, 1981

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

Dear Representative Marks and Senator Turnage:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby veto Senate Bill No. 273, "AN ACT TO ALLOW THE ADMINISTRATIVE CODE COMMITTEE TO TEMPORARILY SUSPEND AGENCY RULES; AMENDING SECTION 2-4-412, MCA," for the following reasons.

Senate Bill No. 273 as passed, raises a number of questions. Section 1 of the bill grants the Administrative Code Committee of the Legislature the power to temporarily suspend an agency rule. Under *Judge v. Legislative Finance Committee*, 168 Mont. 470, 543 P. 2d 1317 (1975) this legislative grant of power appears to constitute an unlawful delegation of legislative authority to a committee of the Legislature. The temporary nature of the suspension does not alter the fact that the grant of power at issue here lies with the entire Legislature.

In addition, the criteria set forth in Section 1, which serve as the basis upon which the committee may suspend an agency rule, are so overly broad and so vague, they provide the committee with a "carte blanche" ticket for interference with the executive branch's constitutional duty to responsibly execute and administer the laws of Montana. The guarantee of "Separation of Powers" provided in Article III, Section 1 of the Montana Constitution may be violated by the exercise of this legislative committee power.

Section 1 of the bill also provides that a suspension of a rule is effective until the committee certifies the results of a legislative poll, and that a poll be conducted within 2 weeks after the suspension. Section 2 of the bill provides for a "vote by mail ballot." Article V, Section 6 of the Montana Constitution, states in pertinent part, that the Legislature shall "meet" each odd-numbered year in regular "session" of not more than 90 legislative days and may be "convened" in special sessions by the Governor or at the written request of a majority of its members. Since the Constitution also requires that the seat of government be in Helena (Article III, Section 2) it appears that 'legislating by mail' is not constitutionally sanctioned. When the Legislature acts collectively to set public policy *without being in session, without public participation, and without legislative deliberation*, the legislative process is stripped of its essential elements and the citizens denied their fundamental rights. Fundamental democratic principles must not be summarily dismissed. If the Legislature is dissatisfied with agency rules, it should restrict the rulemaking authority it grants to the agencies.

Assurances of reasonable committee and legislative action under SB 273 do not diminish the seriousness of the constitutional questions raised. If the Legislature desires more control over the executive branch, let the record show that I urge and support annual sessions.

For these reasons, I hereby veto SB 273.

Sincerely,

TED SCHWINDEN  
Governor

### MOTIONS

Representative Spilker moved that the rules be temporarily suspended to allow all Conference Committee reports that are read today to be placed on Second Reading this same day. Motion carried unanimously.

Representative Spilker moved that the rules be further suspended to allow all bills passed on Second Reading today to be heard on Third Reading this day. Motion carried unanimously.

Representative Keyser moved that the rules be suspended to allow SB 485 to be accepted by the House after the transmittal deadline. Motion carried unanimously.

Representative Keedy moved that Senate Amendments to HJR 23, Senate Amendments to HB 765, the Governor's Amendments to HB 197, and the Governor's Amendments to HB 69 be passed to the bottom of the Second Reading board this day. Motion carried.

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative Anderson in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative McLane present at this time.

Representatives Donaldson and Lund excused at this time.

Representative Nordtvedt moved that Senate Amendments to HB 18 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.  
Total 90

Noes: None.

Total 0

Excused: Andreason, Donaldson, Fabrega, Lund, O'Connell.



Total 5

Absent or not voting: Bardanouve, Dozier, Ellison, Fagg, Yardley.

Total 5

Representative Hannah moved that the Free Conference Committee Report on SB 341 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellerd, Ernst, Eudaily, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Andreason, Donaldson, Fabrega, Lund, O'Connell.

Total 5

Absent or not voting: Bardanouve, Burnett, Dozier, Ellison, Fagg, Hemstad, Kessler, Nordtvedt, Winslow.

Total 9

Representative Harper moved that Senate Amendments to HJR 25 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Andreason, Donaldson, Fabrega, Lund, O'Connell.

Total 5

Absent or not voting: Bardanouve, Burnett, Ellison, Fagg, Kessler, Nordtvedt.

Total 6

Representative Brown moved that Senate Amendments to HJR 42 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fedra, Gould, Hannah,



Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 88

Noes: Azzara.

Total 1

Excused: Andreason, Donaldson, Fabrega, Lund, O'Connell.

Total 5

Absent or not voting: Bardanouve, Ellison, Fagg, Iverson, Kessler, Robbins.

Total 6

Representative Meyer moved that Senate Amendments to HB 13 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Dozier, Dussault, Ellerd, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 88

Noes: None.

Total 0

Excused: Andreason, Donaldson, Fabrega, Lund, O'Connell.

Total 5

Absent or not voting: Bardanouve, Burnett, Curtiss, Ellison, Fagg, Kessler, Kitselman.

Total 7

Representative Donaldson present at this time.

Representative Schultz moved that Senate Amendments to HB 223 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Marks, Matsko, Metcalf, Mueller, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley.  
Total 76

Noes: Conroy, Dozier, Jacobsen, Manuel, McBride, Moore, Neuman, Oberg, Shelden, Zabrocki.

Total 10

Excused: Andreason, Fabrega, O'Connell.

Total 3

Absent or not voting: Asay, Azzara, Bardanouve, Ellison, Fagg, Harrington, Hemstad, McLane, Menahan, Meyer, Winslow.

Total 11

Representative Dussault moved that Senate Amendments to HB 646 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Azzara, Bengtson, Bergene, Brand, Brown, Conn, Daily, Dozier, Dussault, Eudaily, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Lory, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Nilson, Oberg, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 48

Noes: Asay, Bennett, Bertelsen, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ernst, Fagg, Fedá, Hannah, Harp, Hurwitz, Jensen, Kessler, Keyser, Kitselman, Kropp, Lund, Marks, Matsko, McLane, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Ryan, Schultz, Seifert, Sivertsen, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 43

Excused: Andreason, Fabrega, O'Connell.

Total 3

Absent or not voting: Bardanouve, Briggs, Ellison, Gould, Hemstad, Smith.

Total 6

Representative Conroy moved that Senate Amendments to HB 652 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Bergene, Brand, Harrington, Hart, Manning.

Total 5

Excused: Andreason, Fabrega, O'Connell.

Total 3

Absent or not voting: Bardanouve, Ellison, Hemstad, Meyer, Nordtvedt, Shontz.

Total 6

Representative Meyer moved that Senate Amendments to HB 683 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Andreason, Fabrega, Lund, O'Connell.

Total 4

Absent or not voting: Bardanouve, Ellison, Hemstad, Kennerly, Nordtvedt.

Total 5

Representative Winslow moved that Senate Amendments to HB 701 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Keedy.

Total 1

Excused: Andreason, Fabrega, Lund, O'Connell.

Total 4

Absent or not voting: Bardanouve, Conn, Conroy, Ellison, Hemstad, Menahan, Nordtvedt, Oberg, O'Hara, Smith.

Total 10

Representative Dussault moved that Senate Amendments to HB 703 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks,



Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Keedy, Pavlovich.

Total 2

Excused: Andreason, Fabrega, Lund, O'Connell.

Total 4

Absent or not voting: Abrams, Bardanouve, Ellison, Fagg, Iverson, Menahan, Moore, O'Hara, Seifert, Smith.

Total 10

Representative Meyer moved that Senate Amendments to HB 713 be not concurred in. Motion carried by the following vote:

Ayes: Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Sales, Stobie.

Total 2

Excused: Andreason, Fabrega, Lund, O'Connell.

Total 4

Absent or not voting: Abrams, Bardanouve, Ellison, O'Hara, Quilici, Seifert, Smith.

Total 7

Representative Daily moved that Senate Amendments to HB 731 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: None.

Total 0

Excused: Andreason, Fabrega, Lund, O'Connell.

Total 4



Absent or not voting: Abrams, Bardanouve, Cozzens, Devlin, Dussault, Ellison, Kemmis, Marks, Moore, Nordtvedt, O'Hara, Quilici, Sivertsen, Smith.

Total 14

Representative Daily moved that Senate Amendments to HB 790 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conroy, Curtiss, Daily, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: None.

Total 0

Excused: Andreason, Fabrega, Lund, O'Connell.

Total 4

Absent or not voting: Abrams, Bardanouve, Burnett, Conn, Cozzens, Devlin, Dussault, Ellison, Kemmis, Moore, Nordtvedt, O'Hara, Quilici, Smith.

Total 14

Representative Ellerd moved that Senate Amendments to HB 794 be concurred in. Representative Moore made a substitute motion that Senate Amendments to HB 794 be not concurred in. Motion failed. (45-48) Thereupon, Senate Amendments to HB 794 were concurred in by the following vote:

Ayes: Anderson, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Cozzens, Curtiss, Dussault, Ellerd, Ernst, Eudaily, Fagg, Hannah, Hanson, Harper, Huennekens, Hurwitz, Jensen, Kanduch, Keedy, Kemmis, Kessler, Kropp, Lory, McBride, McLane, Metcalf, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Roth, Sales, Schultz, Seifert, Shelden, Switzer, Underdal, Vincent, Waldron, Wallin, Winslow.

Total 48

Noes: Abrams, Asay, Bennett, Brown, Conroy, Daily, Devlin, Donaldson, Dozier, Ellison, Fedra, Gould, Harp, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Kennerly, Keyser, Kitselman, Manning, Manuel, Marks, Menahan, Meyer, Moore, Neuman, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Shontz, Smith, Spilker, Stobie, Teague, Thoft, Vinger, Williams, Yardley, Zabrocki.

Total 46

Excused: Andreason, Fabrega, Lund, O'Connell.

Total 4

Absent or not voting: Matsko, Sivertsen.

Total 2

Representative Neuman moved that Senate Amendments to HB 724 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: Keedy.

Total 1

Excused: Andreason, Fabrega, Lund, O'Connell.

Total 4

Absent or not voting: Bennett, Briggs, Conroy, Ellison, Feda, Gould, Harrington, Iverson, Kitselman, Marks, Mueller, Nordtvedt, Oberg, O'Hara, Sivertsen, Spilker.

Total 16

Representative Fagg in the Chair.

Representative Manuel moved that Senate Amendments to HB 806 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Brand, Brown, Burnett, Daily, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fagg, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Phillips, Pistoria, Robbins, Roth, Roush, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 71

Noes: Keyser, Ryan, Stobie.

Total 3

Excused: Andreason, Fabrega, Lund, O'Connell.

Total 4

Absent or not voting: Bennett, Bertelsen, Briggs, Conn, Conroy, Cozzens, Curtiss, Dussault, Ellison, Feda, Gould, Kropp, Marks, Menahan, Oberg, O'Hara, Pavlovich, Quilici, Seifert, Sivertsen, Winslow, Yardley.

Total 22

Representative Anderson moved that Senate Amendments to HB 655 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fagg, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 82

Noes: None.

Total 0

Excused: Andreason, Fabrega, Lund, O'Connell.

Total 4

Absent or not voting: Bennett, Conroy, Curtiss, Dussault, Ellison, Fedá, Gould, Kropp, Marks, Quilici, Seifert, Shelden, Sivertsen, Winslow.

Total 14

Representative Meyer moved that the Governor's Amendments to HB 286 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 82

Noes: None.

Total 0

Excused: Andreason, Fabrega, Lund, O'Connell.

Total 4

Absent or not voting: Anderson, Bennett, Curtiss, Dussault, Ellison, Keedy, Kitselman, Marks, Nordtvedt, Quilici, Seifert, Sivertsen, Smith, Winslow.

Total 14

Representative Anderson in the Chair.

Representative Smith moved that the Governor's Amendments to HB 547 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: Holliday, Stobie.

Total 2

Excused: Andreason, Fabrega, Lund, O'Connell.

Total 4

Absent or not voting: Bardanouve, Curtiss, Dussault, Ellison, Fedá, Kitselman, Marks, O'Hara, Quilici, Schultz, Seifert, Sivertsen.



Total 12

Representative Lund present at this time.

Representative Gould moved that the Governor's Amendments to HB 593 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Sales.

Total 1

Excused: Andreason, Fabrega, O'Connell.

Total 3

Absent or not voting: Bardanouve, Dussault, Ellison, Feda, Marks, Moore, O'Hara, Quilici, Seifert, Sivertsen.

Total 10

Representative Sivertsen moved that the Governor's Amendments to HB 632 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Andreason, Fabrega, O'Connell.

Total 3

Absent or not voting: Bardanouve, Dussault, Ellison, Keedy, Kemmis, Marks, Neuman, O'Hara, Quilici, Roth, Seifert, Switzer.

Total 12

Representative Sivertsen moved that the Governor's Amendments to HB 201 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy,



Kessler, Kitselman, Kropp, Lory, Manuel, Matsko, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Ryan, Sales, Schultz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 71

Noes: Bengtson, Brand, Dozier, Harper, Hart, Huennekens, Kemmis, Kennerly, Manning, Metcalf, Nilson, Roush, Shelden, Shontz, Waldron.

Total 15

Excused: Andreason, Fabrega, O'Connell.

Total 3

Absent or not voting: Bardanouve, Bennett, Burnett, Dussault, Ellison, Keyser, Lund, Marks, McBride, Quilici, Seifert.

Total 11

Representative Shelden moved that the Governor's Amendments to SB 41 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Huennekens.

Total 1

Excused: Andreason, Fabrega, O'Connell.

Total 3

Absent or not voting: Bardanouve, Bennett, Dussault, Ellison, Kitselman, Lund, Marks, McBride, Quilici, Seifert, Sivertsen, Underdal.

Total 12

Representative Donaldson moved that Senate Amendments to HJR 23 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Keedy.

Total 1

Excused: Andreason, Fabrega, O'Connell.

Total 3

Absent or not voting: Burnett, Conroy, Dussault, Ellison, Feda, Huennekens, Kennerly, Marks, Mueller, Quilici, Seifert, Sivertsen, Underdal.

Total 13

Representative Donaldson moved that Senate Amendments to HB 765 be concurred in. Representative Pistoria made a substitute motion that Senate Amendments to HB 765 be not concurred in. Motion failed. (28-59) Thereupon, Senate Amendments to HB 765 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Ernst, Eudaily, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McLane, Menahan, Metcalf, Moore, Mueller, Nilson, Oberg, O'Hara, Phillips, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley.

Total 72

Noes: Brand, Dozier, Ellerd, Hemstad, Huennekens, Manning, McBride, Meyer, Neuman, Pavlovich, Pistoria, Roth, Teague, Vinger, Zabrocki.

Total 15

Excused: Andreason, Fabrega, O'Connell.

Total 3

Absent or not voting: Burnett, Conroy, Curtiss, Dussault, Ellison, Feda, Marks, Nordtvedt, Quilici, Sivertsen.

Total 10

Representative Donaldson moved that the Governor's Amendments to HB 69 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Andreason, Fabrega, O'Connell.

Total 3

Absent or not voting: Burnett, Conroy, Curtiss, Dussault, Ellison, Feda, Lund, Marks, Nordtvedt, Quilici.

Total 10

Representative Donaldson moved that the Governor's Amendments to HB 197 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Andreason, Fabrega, O'Connell.

Total 3

Absent or not voting: Burnett, Conroy, Curtiss, Dussault, Ellison, Fedá, Marks, Quilici.

Total 8

Representative Fagg in the Chair.

That HJR 51 do pass by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Dozier, Ellerd, Ernst, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hurwitz, Iverson, Jacobsen, Kanduch, Kennerly, Keyser, Kropp, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Sales, Schultz, Shelden, Shontz, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 69

Noes: Devlin, Harper, Kemmis, Ryan, Smith, Stobie.

Total 6

Excused: Andreason, Fabrega, O'Connell.

Total 3

Absent or not voting: Asay, Burnett, Curtiss, Donaldson, Dussault, Ellison, Hemstad, Holliday, Huennekens, Jensen, Keedy, Kessler, Kitselman, Lory, Marks, Nordtvedt, Oberg, Pistoria, Quilici, Seifert, Sivertsen, Winslow.

Total 22

That HJR 56 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conroy, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.



Total 83

Noes: Harper, Oberg.

Total 2

Excused: Andreason, Fabrega, O'Connell.

Total 3

Absent or not voting: Bardanouve, Conn, Cozzens, Devlin, Ellison, Hemstad, Lund, Marks, Meyer, Quilici, Roth, Sivertsen.

Total 12

Representative Hannah excused at this time.

That HJR 59 do pass by the following vote:

Ayes: Anderson, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Fedra, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 79

Noes: None.

Total 0

Excused: Andreason, Fabrega, Hannah, O'Connell.

Total 4

Absent or not voting: Abrams, Asay, Bardanouve, Burnett, Devlin, Ellison, Gould, Hemstad, Hurwitz, Lund, Oberg, Pistoria, Quilici, Robbins, Sivertsen, Smith, Winslow.

Total 17

Representative Waldron excused at this time.

Representative Anderson in the Chair.

That HJR 55 do pass by the following vote:

Ayes: Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Ellerd, Ernst, Eudaily, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: None.

Total 0

Excused: Andreason, Fabrega, Hannah, O'Connell, Waldron.

Total 5



Absent or not voting: Abrams, Bardanoue, Brand, Burnett, Donaldson, Dussault, Ellison, Hemstad, Keedy, Manning, Nilson, Oberg, Quilici, Ryan, Sivertsen, Smith.

Total 16

Representative Kemmis moved that consideration on HJR 61 be passed for the day. Motion carried.

That HJR 62 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Daily, Devlin, Dozier, Ellerd, Ernst, Eudaily, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Pavlovich, Phillips, Pistoria, Robbins, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 74

Noes: Ryan, Stobie.

Total 2

Excused: Andreason, Fabrega, Hannah, O'Connell, Waldron.

Total 5

Absent or not voting: Bardanoue, Bergene, Cozzens, Curtiss, Donaldson, Dussault, Ellison, Fagg, Hemstad, Hurwitz, Kitselman, Lund, Oberg, O'Hara, Quilici, Roth, Sivertsen, Smith, Yardley.

Total 19

Representative Kennerly excused at this time.

Representative Moore moved that HJR 63, second reading copy, be amended as follows:

1. Page 1, line 13.

Following: "purchasing"

Insert: "certain"

2. Page 1, line 14.

Following: "government"

Strike: "is"

Insert: ", such as construction and consulting services, remains"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Ellerd, Ernst, Eudaily, Feda, Gould, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kessler, Keyser, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 71

Noes: Pistoria.

Total 1

Excused: Andreason, Fabrega, Hannah, Kennerly, O'Connell, Waldron.

Total 6

Absent or not voting: Bardanouve, Bergene, Burnett, Cozzens, Donaldson, Dussault, Ellison, Fagg, Harp, Hemstad, Hurwitz, Kemmis, Kitselman, Kropp, Lund, Marks, O'Hara, Quilici, Shontz, Sivertsen, Smith, Yardley.

Total 22

And HJR 63, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 75

Noes: Pistoria.

Total 1

Excused: Andreason, Fabrega, Hannah, Kennerly, O'Connell, Waldron.

Total 6

Absent or not voting: Bergene, Burnett, Cozzens, Donaldson, Dussault, Ellison, Hemstad, Kropp, Lund, Matsko, Meyer, Quilici, Shelden, Shontz, Sivertsen, Smith, Thoft, Yardley.

Total 18

That HJR 64 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Brand, Briggs, Brown, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fagg, Feda, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kessler, Keyser, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 74

Noes: None.

Total 0

Excused: Andreason, Fabrega, Hannah, Kennerly, O'Connell, Waldron.

Total 6

Absent or not voting: Bergene, Bertelsen, Burnett, Conroy, Cozzens, Dussault, Ellison, Gould, Hemstad, Keedy, Kitselman, Kropp, Marks, Meyer, Pistoria, Quilici, Shelden, Sivertsen, Smith, Yardley.

Total 20

Representative Matsko moved that SJR 2, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen,

Jensen, Kanduch, Kemmis, Kessler, Keyser, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 76

Noes: Pistoria.

Total 1

Excused: Andreason, Fabrega, Hannah, Kennerly, O'Connell, Waldron.

Total 6

Absent or not voting: Bardanouve, Burnett, Cozzens, Dozier, Dussault, Ellison, Fagg, Hemstad, Keedy, Kitselman, Kropp, Marks, Nilson, Quilici, Shelden, Smith, Yardley.

Total 17

Representative Nordtvedt moved that HJR 60, second reading copy, be amended as follows:

1. Page 1, line 13.

Following: "to"

Strike: "equally"

Following: "density"

Strike: "rural"

Insert: "suburban"

2. Page 1, line 21.

Following: "rural"

Insert: ", suburban,"

3. Page 2, line 6.

Following: "rural"

Insert: "and suburban"

4. Page 2, line 12.

Following: "rural"

Insert: ", suburban,"

5. Page 2, line 24.

Following: "urban"

Insert: ", suburban,"

6. Page 3, line 1.

Following: "rural"

Insert: ", suburban,"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Dussault, Ellerd, Ernst, Eudaily, Fagg, Fedra, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kessler, Keyser, Lory, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 75

Noes: Donaldson, Harp, Holliday, Huennekens, Manuel.

Total 5

Excused: Andreason, Fabrega, Hannah, Kennerly, O'Connell, Waldron.

Total 6

Absent or not voting: Bardanouve, Cozzens, Dozier, Ellison, Hurwitz, Keedy, Kitselman, Kropp, Lund, Marks, Quilici, Shelden, Smith, Yardley.

Total 14

And HJR 60, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Fed, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Zabrocki.

Total 80

Noes: Pistoria, Smith, Stobie.

Total 3

Excused: Andreason, Fabrega, Hannah, Kennerly, O'Connell, Waldron.

Total 6

Absent or not voting: Bardanouve, Cozzens, Ellison, Hurwitz, Lund, Marks, Matsko, Moore, Quilici, Vinger, Yardley.

Total 11

Representative Fagg in the Chair.

Representative Spilker moved that SJR 8, third reading copy, be amended as follows:

1. Page 2, line 11.

Following: "Legislative"

Strike: "Council"

Insert: "Finance Committee"

2. Page 2, line 12.

Following: line 11

Strike: "assign an appropriate committee to"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Fed, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kessler, Keyser, Kropp, Lory, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: None.

Total 0



Excused: Andreason, Fabrega, Hannah, Kennerly, O'Connell, Waldron.  
Total 6

Absent or not voting: Bardanouve, Burnett, Conroy, Cozzens, Ellison, Hurwitz, Kemmis, Kitselman, Lund, Marks, Matsko, Nordtvedt, Pistoria, Quilici, Roth, Shelden, Smith.  
Total 17

Representative Spilker moved that SJR 8, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bengtson, Bertelsen, Conn, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Fagg, Feda, Harp, Harrington, Hart, Hemstad, Holliday, Jacobsen, Kanduch, Keedy, Kessler, Kropp, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Roush, Ryan, Sales, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.  
Total 56

Noes: Bergene, Brand, Brown, Ernst, Eudaily, Hanson, Harper, Huennekens, Jensen, Keyser, Lory, McBride, Pistoria, Schultz, Seifert, Shontz, Smith, Stobie, Yardley.  
Total 19

Excused: Andreason, Fabrega, Hannah, Kennerly, O'Connell, Waldron.  
Total 6

Absent or not voting: Azzara, Bardanouve, Bennett, Briggs, Burnett, Conroy, Cozzens, Donaldson, Ellison, Gould, Hurwitz, Iverson, Kemmis, Kitselman, Marks, Quilici, Robbins, Roth, Shelden.  
Total 19

Representative Neuman excused at this time.

Representative Anderson moved that SJR 13 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 74

Noes: Mueller, Pistoria, Ryan, Smith, Stobie.  
Total 5

Excused: Andreason, Fabrega, Hannah, Kennerly, Neuman, O'Connell, Waldron.  
Total 7

Absent or not voting: Bardanouve, Bennett, Burnett, Conroy, Cozzens, Donaldson, Ellison, Hart, Hurwitz, Lund, Marks, Quilici, Sivertsen, Vinger.  
Total 14

Representative Anderson in the Chair.

Representative Brown moved that SJR 14 be concurred in. Representative Kemmis made a substitute motion that SJR 14 be passed to the bottom of the board for the purpose of amendment. Motion carried.

That the Committee rise and report. (Anderson, Chairman). Report adopted. (86-1)

### MOTIONS

Representative Meyer moved that the Speaker be authorized to appoint a Free Conference Committee on Senate Amendments to HB 713. Motion carried.

Representative Jacobsen moved that HB 488 be taken from enrolling and returned to Second Reading for a Statement of Intent. Motion carried.

Representative Conroy moved that the Speaker be authorized to appoint a Free Conference Committee on Senate Amendments to HB 652. Motion carried.

Representative Dussault moved that the Speaker be authorized to appoint a Free Conference Committee on Senate Amendments to HB 646. Motion carried.

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Representative Waldron present at this time.

Senate Amendments to House Bill No. 18 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.  
Total 88

Noes: Dozier, Yardley.

Total 2

Excused: Andreason, Fabrega, Hannah, Kennerly, Neuman, O'Connell.

Total 6

Absent or not voting: Bergene, Ellison, Hurwitz, Switzer.

Total 4

Senate Bill No. 244 was concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning,

Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Bardanouve.

Total 1

Excused: Andreason, Fabrega, Hannah, Kennerly, Neuman, O'Connell.

Total 6

Absent or not voting: Ellison.

Total 1

Senate Bill No. 484 was concurred in by the following vote:

Ayes: Anderson, Asay, Azzara, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Bergene, Hemstad, Jensen, Sales, Shontz, Stobie.

Total 6

Excused: Andreason, Fabrega, Hannah, Kennerly, Neuman, O'Connell.

Total 6

Absent or not voting: Abrams, Bardanouve, Ellison, Gould.

Total 4

Senate Bill No. 466 was concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Stobie.

Total 1

Excused: Andreason, Fabrega, Hannah, Kennerly, Neuman, O'Connell.

Total 6



Absent or not voting: Ellison.

Total 1

Free Conference Committee Report on Senate Bill No. 341 was adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Andreason, Fabrega, Hannah, Kennerly, Neuman, O'Connell.

Total 6

Absent or not voting: Ellison.

Total 1

Senate Amendments to House Joint Resolution No. 25 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Cozzens, O'Hara.

Total 2

Excused: Andreason, Fabrega, Hannah, Kennerly, Neuman, O'Connell.

Total 6

Absent or not voting: Ellison.

Total 1

Senate Amendments to House Joint Resolution No. 23 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen,



Kanduch, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Keedy.

Total 1

Excused: Andreason, Fabrega, Hannah, Kennerly, Neuman, O'Connell.

Total 6

Absent or not voting: Ellison, O'Hara, Pistoria.

Total 3

Senate Amendments to House Joint Resolution No. 42 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Azzara, Kessler.

Total 2

Excused: Andreason, Fabrega, Hannah, Kennerly, Neuman, O'Connell.

Total 6

Absent or not voting: Ellison.

Total 1

Senate Amendments to House Bill No. 13 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Andreason, Fabrega, Hannah, Kennerly, Neuman, O'Connell.

Total 6

Absent or not voting: Ellison.

Total 1

Senate Amendments to House Bill No. 223 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: McBride, Moore, Neuman.

Total 3

Paired: Schultz, Aye; Neuman, No.

Excused: Andreason, Fabrega, Hannah, Kennerly, O'Connell.

Total 5

Absent or not voting: Ellison.

Total 1

Senate Amendments to House Bill No. 683 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: None.

Total 0

Excused: Andreason, Fabrega, Hannah, Kennerly, Neuman, O'Connell.

Total 6

Absent or not voting: Azzara, Ellison, Nilson.

Total 3

Senate Amendments to House Bill No. 701 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Keedy.

Total 1

Excused: Andreason, Fabrega, Hannah, Kennerly, Neuman, O'Connell.

Total 6

Absent or not voting: Ellison.

Total 1

Senate Amendments to House Bill No. 703 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Keedy, Pavlovich, Vinger.

Total 3

Excused: Andreason, Fabrega, Hannah, Kennerly, Neuman, O'Connell.

Total 6

Absent or not voting: Bergene, Ellison, Hart, Smith.

Total 4

Senate Amendments to House Bill No. 724 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Eudaily, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.



Total 87

Noes: Donaldson, Keedy.

Total 2

Excused: Andreason, Fabrega, Hannah, Kennerly, Neuman, O'Connell.

Total 6

Absent or not voting: Ellison, Ernst, Hart, O'Hara, Mr. Speaker.

Total 5

Senate Amendments to House Bill No. 731 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Andreason, Fabrega, Hannah, Kennerly, Neuman, O'Connell.

Total 6

Absent or not voting: Bardanouve, Ellison, Huennekens, McLane, Nordtvedt, O'Hara, Roth, Switzer, Mr. Speaker.

Total 9

Senate Amendments to House Bill No. 765 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Brand, Hemstad, Huennekens, Manning, McBride, Neuman, Pistoria, Vinger.

Total 8

Paired: Donaldson, Aye; Neuman, No.

Excused: Andreason, Fabrega, Hannah, Kennerly, O'Connell.

Total 5

Absent or not voting: Ellison.



Total 1

Senate Amendments to House Bill No. 790 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: None.

Total 0

Excused: Andreason, Fabrega, Hannah, Kennerly, Neuman, O'Connell.

Total 6

Absent or not voting: Azzara, Ellison, Manuel.

Total 3

Senate Amendments to House Bill No. 794 were concurred in by the following vote:

Ayes: Anderson, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Conn, Cozzens, Curtiss, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fagg, Hanson, Harper, Hart, Holliday, Huennekens, Hurwitz, Jensen, Kanduch, Keedy, Kemmis, Kessler, Kitselman, Kropp, Lory, Lund, Matsko, McBride, McLane, Metcalf, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Robbins, Sales, Seifert, Shelden, Switzer, Underdal, Vincent, Waldron, Wallin, Winslow, Yardley.

Total 52

Noes: Abrams, Asay, Bennett, Brown, Burnett, Conroy, Daily, Devlin, Dozier, Feda, Gould, Harp, Harrington, Hemstad, Iverson, Jacobsen, Keyser, Manning, Manuel, Menahan, Meyer, Moore, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Schultz, Shontz, Sivertsen, Spilker, Stobie, Teague, Thoft, Vinger, Williams, Zabrocki, Mr. Speaker.

Total 41

Paired: Azzara, Aye; O'Connell, No.

Excused: Andreason, Fabrega, Hannah, Kennerly, Neuman.

Total 5

Absent or not voting: Ellison, Smith.

Total 2

Senate Amendments to House Bill No. 806 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman,

Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Nilson, Nordtvedt, Oberg, Pavlovich, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Gould, Stobie.

Total 2

Excused: Andreason, Fabrega, Hannah, Kennerly, Neuman, O'Connell.

Total 6

Absent or not voting: Azzara, Briggs, Cozzens, Ellison, Hurwitz, Meyer, O'Hara, Phillips, Roth, Sivertsen.

Total 10

Senate Amendments to House Bill No. 655 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: None.

Total 0

Excused: Andreason, Fabrega, Hannah, Kennerly, Neuman, O'Connell.

Total 6

Absent or not voting: Donaldson, Ellison, Kitselman.

Total 3

Governor's Amendments to House Bill No. 69 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Stobie, Mr. Speaker.

Total 2

Excused: Andreason, Fabrega, Hannah, Kennerly, Neuman, O'Connell.  
Total 6

Absent or not voting: Ellison.  
Total 1

Governor's Amendments to House Bill No. 197 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 92

Noes: None.  
Total 0

Excused: Andreason, Fabrega, Hannah, Kennerly, Neuman, O'Connell.  
Total 6

Absent or not voting: Ellison, O'Hara.  
Total 2

Governor's Amendments to House Bill No. 286 were concurred in by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 89

Noes: Asay, Keedy, Mr. Speaker.  
Total 3

Excused: Andreason, Fabrega, Hannah, Kennerly, Neuman, O'Connell.  
Total 6

Absent or not voting: Ellison, Lory.  
Total 2

Governor's Amendments to House Bill No. 547 were concurred in by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss,



Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Jensen, Stobie.

Total 2

Excused: Andreason, Fabrega, Hannah, Kennerly, Neuman, O'Connell.

Total 6

Absent or not voting: Asay, Bergene, Ellison.

Total 3

Governor's Amendments to House Bill No. 593 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Andreason, Fabrega, Hannah, Kennerly, Neuman, O'Connell.

Total 6

Absent or not voting: Ellison.

Total 1

Representative Kennerly present at this time.

Governor's Amendments to House Bill No. 632 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.



Total 85

Noes: Donaldson, Hemstad, Hurwitz, Keedy, Stobie, Teague, Vinger.

Total 7

Excused: Andreason, Fabrega, Hannah, Neuman, O'Connell.

Total 5

Absent or not voting: Briggs, Ellison, Harper.

Total 3

Governor's Amendments to Senate Bill No. 41 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Andreason, Fabrega, Hannah, Neuman, O'Connell.

Total 5

Absent or not voting: Ellison, Underdal.

Total 2

House Joint Resolution No. 51 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Devlin, Harper, Keedy, Kemmis, McBride, Oberg, Smith, Stobie.

Total 8

Excused: Andreason, Fabrega, Hannah, Neuman, O'Connell.

Total 5

Absent or not voting: Ellison, Roth.

Total 2

House Joint Resolution No. 55 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Smith.

Total 1

Excused: Andreason, Fabrega, Hannah, Neuman, O'Connell.

Total 5

Absent or not voting: Ellison, Vinger.

Total 2

House Joint Resolution No. 56 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Harper, Huennekens, Oberg.

Total 3

Excused: Andreason, Fabrega, Hannah, Neuman, O'Connell.

Total 5

Absent or not voting: Ellison.

Total 1

House Joint Resolution No. 59 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: None.

Total 0

Excused: Andreason, Fabrega, Hannah, Neuman, O'Connell.

Total 5

Absent or not voting: Bennett, Bergene, Brand, Ellison, Mueller, Pistoria, Smith.

Total 7

House Joint Resolution No. 60 was passed by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Eudaily, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Asay, Bengtson, Conroy, Donaldson, Ernst, Feda, Hemstad, Keedy, Moore, Pistoria, Ryan, Smith, Stobie, Vinger.

Total 14

Excused: Andreason, Fabrega, Hannah, Neuman, O'Connell.

Total 5

Absent or not voting: Ellison.

Total 1

House Joint Resolution No. 62 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, \*Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Briggs, Roth, Smith, Stobie.

Total 4

Excused: Andreason, Fabrega, Hannah, Neuman, O'Connell.

Total 5

Absent or not voting: Azzara, Ellison.

Total 2

\*Representative Vinger moved that his vote be changed from no to yes. Motion carried unanimously. See Motions.

House Joint Resolution No. 63 was passed by the following vote:



Ayes: Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Brand, Pistoria, Roth, Ryan, Mr. Speaker.

Total 5

Excused: Andreason, Fabrega, Hannah, Neuman, O'Connell.

Total 5

Absent or not voting: Abrams, Ellison, Smith.

Total 3

House Joint Resolution No. 64 was passed by the following vote:

Ayes: Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Moore, Roth.

Total 2

Excused: Andreason, Fabrega, Hannah, Neuman, O'Connell.

Total 5

Absent or not voting: Abrams, Ellison.

Total 2

Senate Joint Resolution No. 2, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, \*Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.



Total 91

Noes: Jensen, Oberg, Pistoria.

Total 3

Excused: Andreason, Fabrega, Hannah, Neuman, O'Connell.

Total 5

Absent or not voting: Ellison.

Total 1

\*Representative Curtiss moved that her vote be recorded as yes. Motion carried unanimously. See Motions.

Senate Joint Resolution No. 8, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Fagg, Feda, Gould, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kitselman, Kropp, Lund, Manuel, Matsko, McLane, Menahan, Meyer, Moore, Mueller, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roush, Ryan, Sales, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 71

Noes: Bardanouve, Brand, Brown, Devlin, Ernst, Eudaily, Hanson, Harp, Harper, Hart, Keedy, Kessler, Keyser, Lory, Manning, McBride, Metcalf, Oberg, Pistoria, Roth, Schultz, Smith, Mr. Speaker.

Total 23

Excused: Andreason, Fabrega, Hannah, Neuman, O'Connell.

Total 5

Absent or not voting: Ellison.

Total 1

Senate Joint Resolution No. 13 was concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Bardanouve, Keedy, Mueller, Oberg, Pistoria, Ryan, Smith, Stobie.

Total 8

Excused: Andreason, Fabrega, Hannah, Neuman, O'Connell.

Total 5

Absent or not voting: Ellison.

Total 1

**MOTIONS**

Representative Vinger moved that his vote on HJR 62, Third Reading, be changed from no to yes. Motion carried unanimously.

Representative Curtiss moved that her vote on SJR 2, Third Reading, be recorded as yes. Motion carried unanimously.

Representative Moore requested that all bills in the Long Range Building Committee be placed on Second Reading at the same time. The Speaker directed the Chief Clerk that it be done.

**UNFINISHED BUSINESS**

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 33:

Bertelsen, Chairman  
Harp  
Azzara

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 200:

Feda, Chairman  
Devlin  
Nilson

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 202:

Sivertsen, Chairman  
Gould  
Jacobsen

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 646:

O'Hara, Chairman  
Gould  
Dussault

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 652:

Iverson, Chairman  
Conroy  
Keyser

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 558:

Matsko, Chairman  
Switzer  
Brown

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 692:

Meyer, Chairman  
Bergene  
Pavlovich

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 713:

Fabrega, Chairman  
Keyser  
Keedy

Because of the death of Representative O'Connell's husband, the Speaker removed her from the Free Conference Committee on SB 258 and appointed Representative Dussault in her place.

Representative Fagg moved that the House adjourn until 11:00 a.m., April 10, 1981.

Motion carried.

House adjourned at 5:45 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## EIGHTIETH LEGISLATIVE DAY

Helena, Montana  
April 10, 1981

House Chambers  
Capitol Building

House convened at 11:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Kennerly, O'Connell, Williams, excused. Quorum present.

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman):

4/10/81

Correctly printed - HB 869, HB 871.

Correctly enrolled - HB 7, HB 18, HB 38, HB 80, HB 127, HB 304, HB 321, HB 360, HB 403, HB 424, HB 463, HB 533, HB 538, HB 546, HB 562, HB 594, HB 624, HB 684, HB 704, HJR 17, HJR 29.

Examined by the sponsor (Keyser) and found to be correct - HB 7.

Examined by the sponsor (Nordtvedt) and found to be correct - HB 18.

Examined by the sponsor (Stobie) and found to be correct - HB 38.

Examined by the sponsor (Pistoria) and found to be correct - HB 80, HB 546.

Examined by the sponsor (Feda) and found to be correct - HB 127.

Examined by the sponsor (Ellison) and found to be correct - HB 265.

Examined by the sponsor (Moore) and found to be correct - HB 304.

Examined by the sponsor (Metcalf) and found to be correct - HB 360.

Examined by the sponsor (Brown) and found to be correct - HB 424.

Examined by the sponsor (Wallin) and found to be correct - HB 463.

Examined by the sponsor (Huennekens) and found to be correct - HB 533, HB 538.

Examined by the sponsor (Thoft) and found to be correct - HB 562, HJR 29.

Examined by the sponsor (Kemmis) and found to be correct - HB 594.

Examined by the sponsor (Lory) and found to be correct - HB 684.

Examined by the sponsor (Dussault) and found to be correct - HB 704.

Examined by the sponsor (Ellerd) and found to be correct - HJR 17.

Signed by the Speaker at 7:00 p.m., 4/9/81 - HB 74, HB 299.

Signed by the Speaker at 11:35 a.m., 4/10/81 - HB 7, HB 38, HB 265.

Signed by the Speaker at 11:50 a.m., 4/10/81 - HB 34, HB 88, HB 96, HB 110, HB 215, HB 379, HB 413, HB 481, HB 510, HB 545, HB 573, HJR 47.

Signed by the Speaker at 3:30 p.m., 4/10/81 - HB 18, HR 4.

Delivered to the Governor for his approval at 3:40 p.m., 4/10/81 - HB 18.

### MESSAGES FROM THE GOVERNOR

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

April 9, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:



In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill No. 445, "AN ACT TO CREATE A PROCEDURE TO OBTAIN A VARIANCE FROM THE RULES ISSUED PURSUANT TO THE MONTANA SOLID WASTE MANAGEMENT ACT," without my signature and recommend the attached amendments for the following reasons.

House Bill No. 445 as passed uses the words "variance" and "exemption" interchangeably. The consistent use of either of these words will eliminate any confusion arising from the use of both. I am proposing an amendment which deletes "exemption" and replaces it with "variance".

Sections (2) and (3) of HB 445 are duplicative to the extent that they both require the variance hearing to be conducted pursuant to the Montana Administrative Procedures Act. I am proposing an amendment which deletes Section (3).

Finally, Section 4 of HB 445 prevents the Board from adopting "rules" less restrictive than the Resource Conservation and Recovery Act of 1976. It appears, however, that the intent of Section 4 was to prevent the Board from granting a "variance", rather than adopting "rules", less restrictive than the requirements of that Act. I am proposing an amendment which makes that intent clear.

I urge your concurrence in these amendments.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENTS  
TO HOUSE BILL NO. 445

1. Page 1, line 11.

Following: "an"

Strike: "exemption"

Insert: "variance"

2. Page 1, line 12.

Following: "an"

Strike: "exemption"

Insert: "variance"

3. Page 1, line 16.

Following: "which"

Strike: "exemption"

Insert: "a variance"

4. Page 1, line 20.

Following: "No"

Strike: "exemption"

Insert: "variance"

5. Page 2, lines 1 through 3.

Following: line 25 on page 1

Strike: "(3) The hearing before the board for a variance shall be held pursuant to the provisions of the Montana Administrative Procedure Act."

Renumber: subsequent subsection

6. Page 2, line 7.

Following: "TO"  
Strike: "ADOPT RULES"  
Insert: "grant a variance"

## STATE OF MONTANA

### PROCLAMATION

WHEREAS, the community of Trout Creek, Montana, has for several years held an annual Trout Creek Huckleberry Festival celebrating the outstanding crop of huckleberries found naturally in the hills surrounding the town; and

WHEREAS, the festival is sponsored by the Trout Creek Improvement Association for the purpose of raising funds to finance various civic improvements, such as the town park, the town boat launch and picnic area, and other worthwhile community improvement projects; and

WHEREAS, the festival has proven highly successful in that it has encouraged cooperation among community residents, been helpful to the local economy, provided summer recreation for young people of the community, drawn participants from other communities and states, and given Trout Creek an increased community identity; and

WHEREAS, the community of Trout Creek deserves the special recognition of this state because of its efforts in community development and its efforts to promote the natural resources and natural splendors of Montana.

NOW, THEREFORE, I, TED SCHWINDEN, Governor of the State of Montana, do hereby proclaim Trout Creek, Montana to be

### HUCKLEBERRY CAPITOL OF MONTANA

AND DO FURTHER PROCLAIM, August 15th and 16th, 1981, as

### HUCKLEBERRY FESTIVAL DAYS

in Montana.

## MESSAGES FROM THE OTHER HOUSE

The Senate, on 4/9/81, acceded to the request of the House of Representatives and appointed a Conference Committee to meet with a like committee from the House to confer on House Bill No. 17.

The President appointed the following members:

Senator Elliott, Chairman  
Senator Crippen  
Senator S. Brown

House Bill concurred in as amended and returned to the House for concurrence in Senate Amendments: 4/8/81

House Bill No. 18, introduced by Nordtvedt, Cozzens, Andreason

The Senate, on 4/9/81, acceded to the request of the House of Representatives and appointed a Conference Committee to meet with a like committee from the House to confer on House Bill No. 26.

The President appointed the following members:

Senator Kolstad, Chairman  
Senator Johnson  
Senator Hafferman

The Senate, on 4/9/81, acceded to the request of the House of Representatives and appointed a Conference Committee to meet with a like committee from the House to confer on House Bill No. 71.

The President appointed the following members:

Senator Story, Chairman  
Senator S. Brown  
Senator Mazurek

The Senate, on 4/9/81, acceded to the request of the House of Representatives and appointed a Conference Committee to meet with a like committee from the House to confer on House Bill No. 135.

The President appointed the following members:

Senator B. Brown, Chairman  
Senator Hammond  
Senator Regan

The Senate, on 4/9/81, acceded to the request of the House of Representatives and appointed a Conference Committee to meet with a like committee from the House to confer on House Bill No. 161.

The President appointed the following members:

Senator Johnson, Chairman  
Senator Kolstad  
Senator Thomas

The Senate, on 4/9/81, acceded to the request of the House of Representatives and appointed a Free Conference Committee to meet with a like committee from the House to confer on House Bill No. 209.

The President appointed the following members:

Senator Anderson, Chairman  
Senator Olson  
Senator Halligan

The Senate, on 4/9/81, acceded to the request of the House of Representatives and appointed a Conference Committee to meet with a like committee from the House to confer on House Bill No. 212.

The President appointed the following members:

Senator B. Brown, Chairman  
Senator Olson  
Senator Van Valkenburg

The Senate, on 4/9/81, acceded to the request of the House of Representatives and appointed a Conference Committee to meet with a like committee from the House to confer on House Bill No. 213.

The President appointed the following members:

Senator Anderson, Chairman  
Senator Olson  
Senator Mazurek

The Senate, on 4/3/81, failed to concur in House Amendments to Senate Bill No. 240 and appointed a Free Conference Committee and requested that the House of Representatives appoint a like committee to confer on Senate Bill No. 240.

The President appointed the following members:

Senator Hazelbaker, Chairman  
Senator Anderson  
Senator Mazurek

The Senate, on 4/9/81, acceded to the request of the House of Representatives and appointed a Conference Committee to meet with a like committee from the House to confer on House Bill No. 270.

The President appointed the following members:

Senator Kolstad, Chairman  
Senator Hammond  
Senator Norman

The Senate, on 4/9/81, acceded to the request of the House of Representatives and appointed a Free Conference Committee to meet with a like committee from the House to confer on House Bill No. 301.

The President appointed the following members:

Senator B. Brown, Chairman  
Senator Tveit  
Senator Berg

The Senate, on 4/9/81, acceded to the request of the House of Representatives and appointed a Conference Committee to meet with a like committee from the House to confer on House Bill No. 336.

The President appointed the following members:

Senator Galt, Chairman  
Senator Story  
Senator S. Brown

The Senate, on 4/9/81, acceded to the request of the House of Representatives and appointed a Conference Committee to meet with a like committee from the House to confer on House Bill No. 390.

The President appointed the following members:

Senator McCallum, Chairman  
Senator Hammond  
Senator Thomas

The Senate, on 4/9/81, acceded to the request of the House of Representatives and appointed a Free Conference Committee to meet with a like committee from the House to confer on House Bill No. 636.

The President appointed the following members:

Senator Story, Chairman  
Senator Keating  
Senator S. Brown

The Senate, on 4/9/81, acceded to the request of the House of Representatives and appointed a Free Conference Committee to meet with a like committee from the House to confer on House Bill No. 761.

The President appointed the following members:

Senator Crippen, Chairman  
Senator O'Hara  
Senator Mazurek



The Senate, on 4/9/81, acceded to the request of the House of Representatives and appointed a Conference Committee to meet with a like committee from the House to confer on House Bill No. 775.

The President appointed the following members:

Senator B. Brown, Chairman  
 Senator Crippen  
 Senator Eck

### MOTIONS

Representative Fagg moved that the Conference Committee on Senate Amendments to HB 642 be dissolved and that the Speaker be authorized to appoint a Free Conference Committee in its place. Motion carried.

Representative Fagg moved that the Speaker be authorized to appoint a Free Conference Committee on House Amendments to SB 240. Motion carried.

Representative Fagg moved that the 24-hour rule be temporarily suspended to allow SB 150 to be placed on Second Reading this day. Motion carried.

Representative Kanduch moved that the Conference Committee on HB 336 be dissolved and that the Speaker be authorized to appoint a Free Conference Committee in its place. Motion carried.

Representative Fagg moved that the rules be temporarily suspended to allow all bills passing Second Reading this day to be heard on Third Reading the same day. Motion carried.

### REPORTS OF SELECT COMMITTEES

#### CONFERENCE COMMITTEE ON HOUSE BILL NO. 270 Report No. 1, April 10, 1981

Mr. President and Speaker of the House:

We, your Conference Committee on House Bill No. 270, met April 10, 1981, and considered:

Senate Standing Committee on State Administration amendment, dated March 18, 1981.

We recommend that:

The Senate recede from amendment no. 1, which reads as follows:

1. Title, line 6.  
 Following: "EXPENSES"  
 Insert: "OF"

The Conference Committee Report on House Bill No. 270 be adopted.

FOR THE HOUSE:

Sales  
 Kropp  
 Pistoria

FOR THE SENATE:

Kolstad  
 Hammond  
 Norman

#### FREE CONFERENCE COMMITTEE ON HOUSE BILL NO. 336 Report No. 1, April 10, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on House Bill No. 336, met April 10, 1981, and considered:

Senate Committee on State Administration amendments to the third reading copy, dated March 25, 1981.

We recommend that:

The House accede to Committee amendment no. 1.

The Senate recede from Committee amendments no. 2 through 4.

House Bill No. 336 be further amended as specified in the clerical instructions.

The reference copy of House Bill No. 336 read as specified in the clerical instructions.

The Free Conference Committee Report on House Bill No. 336 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Page 2, line 15.

Following: "person"

Insert: "on election day"

2. Page 2, line 16.

Following: "~~solicitation~~"

Strike: remainder of subsection (5)

Insert: "or engage in any solicitation of a voter within the room where votes are being cast or elsewhere in any manner which in any way interferes with the election process or obstructs the access of voters to or from the polling place"

FOR THE HOUSE:

Anderson  
Bertelsen  
Kanduch

FOR THE SENATE:

Galt  
S. Brown  
Story

#### CONFERENCE COMMITTEE ON HOUSE AMENDMENTS TO SENATE BILL NO. 33 Report No. 1, April 9, 1981

Mr. President and Speaker of the House:

We, your Conference Committee on Senate Bill No. 33, met April 9, 1981, and considered:

House Committee on Judiciary amendments to the third reading copy, dated March 26, 1981; and

House Committee of the Whole amendments to the third reading copy, dated March 30, 1981.

We recommend that:

The Senate accede to House Judiciary Committee amendments no. 1 through 9.

The House recede from Committee of the Whole amendment no. 1.

The reference copy of Senate Bill No. 33 read as specified in the clerical instructions.

The Conference Committee Report on Senate Bill No. 33 be adopted.

## CLERICAL INSTRUCTIONS:

1. Page 50, lines 12 and 13.

Following: "~~return,~~"

Strike: "TOTAL INCOME FROM ALL SOURCES INCLUDING OTHERWISE TAX EXEMPT INCOME OF ALL TYPES"

Insert: "adjusted gross income, as reported on his or their latest federal income tax return,"

## FOR THE HOUSE:

Seifert  
Bennett  
Keedy

## FOR THE SENATE:

Goodover  
Olson  
Mazurek

FREE CONFERENCE COMMITTEE  
ON SENATE BILL NO. 243  
Report No. 1, April 10, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on Senate Bill No. 243, met April 10, 1981, and considered:

House Select Committee on Water amendments to the third reading copy, dated March 24, 1981; and

House Committee of the Whole amendments to the third reading copy, dated March 31, 1981.

We recommend that:

The Senate accede to Select Committee amendments no. 1 through 19.

The House recede from Select Committee amendment no. 20.

The House recede from Committee of the Whole amendments no. 1 through 7.

Senate Bill No. 243 be further amended as specified in clerical instruction no. 8.

The reference copy of Senate Bill No. 243 read as specified in the clerical instructions.

The Free Conference Committee Report on Senate Bill No. 243 be adopted.

## CLERICAL INSTRUCTIONS:

1. Title, lines 10 and 11.

Following: "MCA,"

Strike: "UPON CONSENT OF THE LEGISLATURE AND"

2. Page 1, lines 20 and 21.

Following: "~~The~~"

Strike: "UPON APPROVAL BY THE LEGISLATURE, THE"

Insert: "The"

3. Page 2, lines 1 through 3.

Following: "Dakota."

Strike: remainder of section 2

4. Page 5, line 16.

Following: line 15

Strike: "CONTINGENT UPON APPROVAL BY THE  
LEGISLATURE, THE"

Insert: "The"

5. Page 6, lines 23 and 24.

Following: "approve"

Strike: "CONTINGENT UPON LEGISLATIVE APPROVAL,"

6. Page 7, lines 6 and 7.

Following: "approve"

Strike: "CONTINGENT UPON LEGISLATIVE APPROVAL,"

7. Page 8, line 6.

Following: "20"

Strike: remainder of section 5

8. Page 8, line 12.

Following: "BOARD."

Insert: "The board's consent shall terminate 10 years after the date of issuance of the consent unless the board issues the certificate for the facility in accordance with Title 75, chapter 20 and approval of North Dakota and Wyoming is secured in accordance with Article X of the compact or unless consent is extended by the board."

FOR THE HOUSE:

FOR THE SENATE:

Roth  
Conroy  
Thoft

Dover  
Graham  
Lee

SELECT COMMITTEE ON EMPLOYEE COMPENSATION (Sivertsen,  
Chairman): 4/9/81

HB 840, introduced bill, be amended as follows:

1. Title, line 12.

Following: "PROVIDING"

Strike: "AN IMMEDIATE"

2. Title, line 13.

Strike: "DATE"

Insert: "DATES"

3. Page 4, line 24.

Following: "1977"

Strike: "[the effective date of this section]"

Insert: "April 26, 1977"

4. Page 6, line 7.

Following: "pay"

Strike: "schedule"

Insert: "schedules"

Following: "2-18-311"

Strike: "indicates"

Insert: "indicate"

5. Page 6, line 11.

Following: "pay"

Strike: "schedule"

Insert: "schedules"

Following: "2-18-312"

Strike: "indicates"

Insert: "indicate"



6. Page 10, line 21 through line 18 on page 12.

Strike: section 5 in its entirety

Renumber: subsequent sections

7. Page 12, line 20.

Following: "Pay"

Strike: "schedule"

Insert: "schedules"

8. Page 14.

Strike: entire matrix

Insert: "(1) Semiannual pay schedule beginning July 11, 1981, and ending January 8, 1982: [see attachment 1]

(2) Semiannual pay schedule beginning January 9, 1982, and ending July 9, 1982: [see attachment 2]"

9. Page 15, line 2.

Following: "Pay"

Strike: "schedule"

Insert: "schedules"

10. Page 16.

Strike: entire matrix

Insert: "(1) Semiannual pay schedule beginning July 10, 1982, and ending January 7, 1983: [see attachment 3]

(2) Semiannual pay schedule beginning January 8, 1983, and ending July 8, 1983: [see attachment 4]"

11. Page 17.

Following: line 3

Strike: lines 4 and 5 in their entirety

12. Page 17, line 16 through line 1 on page 18.

Following: line 15

Strike: remainder of subsection (1)

Insert: "(a) Semiannual pay schedule beginning July 11, 1981, and ending January 8, 1982:

#### Experience

(Step)	BA (Grade)	BA+1qtr. (Grade)	BA+2qtr. (Grade)	5th Year (Grade)	MA (Grade)	MA+1qtr. (Grade)
0	10,731	11,047	11,386	11,543	11,700	12,033
1	11,178	11,556	11,948	12,138	12,328	12,720
2	11,624	12,047	12,473	12,574	12,897	13,322
3	12,071	12,541	12,999	13,233	13,467	13,928
4	12,518	13,032	13,523	13,782	14,038	14,531
5	12,964	13,523	14,049	14,329	14,607	15,133
6	13,411	14,015	14,575	14,877	15,117	15,738
7	13,857	14,506	15,100	15,422	15,747	16,341
8	14,305	15,000	15,624	15,971	16,317	16,945
9	14,752	15,491	16,150	16,519	16,889	17,548
10	15,201	15,983	16,676	17,067	17,459	18,151

NOTE: Does not include insurance; \$420 shall be added to each employee's compensation during the effective dates of this matrix for the state's contribution for group benefits.

(b) Semiannual pay schedule beginning January 9, 1982, and ending July 9, 1982:

Experience	BA	BA+1qtr.	BA+2qtr.	5th Year	MA	MA+1qtr.
(Step)	(Grade)	(Grade)	(Grade)	(Grade)	(Grade)	(Grade)
0	11,268	11,599	11,955	12,120	12,285	12,635
1	11,737	12,134	12,545	12,745	12,944	13,409
2	12,205	12,649	13,097	13,203	13,542	13,988
3	12,674	13,168	13,649	13,895	14,141	14,624
4	13,144	13,684	14,199	14,471	14,740	15,257
5	13,612	14,199	14,751	15,045	15,337	15,890
6	14,081	14,716	15,304	15,621	15,873	16,525
7	14,550	15,231	15,855	16,193	16,534	17,158
8	15,020	15,750	16,405	16,769	17,133	17,792
9	15,490	16,265	16,957	17,345	17,733	18,425
10	15,961	16,782	17,510	17,920	18,332	19,058

NOTE: Does not include insurance; \$420 shall be added to each employee's compensation during the effective dates of this matrix for the state's contribution for group benefits."

13. Page 18.

Following: line 2

Strike: lines 3 and 4 in their entirety

14. Page 18, line 16 through line 1 on page 19.

Following: line 15

Strike: remainder of subsection (2)

Insert: "(a) Semiannual pay schedule beginning July 10, 1982, and ending January 7, 1983:

Experience	BA	BA+1qtr.	BA+2qtr.	5th Year	MA	MA+1qtr.
(Step)	(Grade)	(Grade)	(Grade)	(Grade)	(Grade)	(Grade)
0	11,337	11,619	11,934	12,071	12,206	12,509
1	11,831	12,179	12,553	12,726	12,899	13,267
2	12,324	12,741	13,172	13,382	13,591	14,079
3	12,815	13,281	13,752	13,863	14,219	14,687
4	13,308	13,826	14,331	14,590	14,848	15,355
5	13,801	14,368	14,909	15,194	15,477	16,020
6	14,293	14,909	15,488	15,797	16,104	16,684
7	14,785	15,451	16,069	16,402	16,667	17,351
8	15,277	15,992	16,648	17,003	17,361	18,016
9	15,771	16,537	17,225	17,607	17,990	18,682
10	16,264	17,078	17,805	18,212	18,620	19,346

NOTE: Does not include insurance; \$480 shall be added to each employee's compensation during the effective dates of the matrix for the state's contribution for group benefits.

(b) Semiannual pay schedule beginning January 8, 1983, and ending July 8, 1983:

Experience (Step)	BA (Grade)	BA + 1qtr. (Grade)	BA + 2qtr. (Grade)	5th Year (Grade)	MA (Grade)	MA + 1qtr. (Grade)
0	11,904	12,200	12,531	12,675	12,816	13,135
1	12,423	12,788	13,180	13,362	13,544	13,930
2	12,940	13,378	13,831	14,051	14,270	14,783
3	13,456	13,945	14,440	14,556	14,930	15,421
4	13,973	14,517	15,057	15,319	15,590	16,123
5	14,491	15,086	15,654	15,934	16,251	16,821
6	15,008	15,654	16,262	16,587	16,909	17,518
7	15,524	16,224	16,872	17,222	17,500	18,218
8	16,041	16,792	17,480	17,853	18,229	18,917
9	16,559	17,364	18,086	18,487	18,889	19,616
10	17,077	17,932	18,695	19,122	19,551	20,313

NOTE: Does not include insurance; \$480 shall be added to each employee's compensation during the effective dates of the matrix for the state's contribution for group benefits."

15. Page 19, lines 5 through 13.

Following: line 4

Strike: remainder of subsection (1)

Insert: "(a) Semiannual pay schedule beginning July 11, 1981, and ending January 8, 1982:

<u>Grade</u>	<u>\$/Hour</u>
L1	4.911
L2	5.300
L3	5.699
L4	5.921
L5	6.153
L6	6.639
L7	7.168
L8	7.762

NOTE: Does not include insurance; \$420 shall be added to each employee's compensation during the effective dates of this matrix for the state's contribution for group benefits.

(b) Semiannual pay schedule beginning January 9, 1982, and ending July 9, 1982:

<u>Grade</u>	<u>\$/Hour</u>
L1	5.156
L2	5.565
L3	5.984
L4	6.217
L5	6.460
L6	6.971
L7	7.526
L8	8.150

NOTE: Does not include insurance; \$420 shall be added to each employee's compensation during the effective dates of this matrix for the state's contribution for group benefits."

16. Page 19, lines 16 through 24.

Following: line 15

Strike: remainder of subsection (2)

Insert: "(a) Semiannual pay schedule beginning July 10, 1982, and ending January 7, 1983:

<u>Grade</u>	<u>\$/Hour</u>
L1	5.414
L2	5.843
L3	6.283
L4	6.527
L5	6.783
L6	7.391
L7	7.903
L8	8.558

NOTE: Does not include insurance; \$480 shall be added to each employee's compensation during the effective dates of this matrix for the state's contribution for group benefits.

(b) Semiannual pay schedule beginning January 8, 1983, and ending July 8, 1983:

<u>Grade</u>	<u>\$/Hour</u>
L1	5.685
L2	6.135
L3	6.597
L4	6.854
L5	7.123
L6	7.685
L7	8.298
L8	8.985

NOTE: Does not include insurance; \$480 shall be added to each employee's compensation during the effective dates of this matrix for the state's contribution for group benefits."



17. Page 20, lines 3 through 16.

Following: line 2

Strike: remainder of subsection (1)

Insert: "(a) Semiannual pay schedule beginning July 11, 1981, and ending January 8, 1982:

<u>Grade</u>	<u>\$/Hour</u>
B1	5.418
B2	5.773
B3	6.127
B4	6.481
B5	6.835
B6	7.190
B7	7.544
B8	7.898
B9	8.252
B10	8.607
B11	8.961
B12	9.315
B00	9.669

NOTE: Does not include insurance; \$420 shall be added to each employee's compensation during the effective dates of this matrix for the state's contribution for group benefits.

(b) Semiannual pay schedule beginning January 9, 1982, and ending July 9, 1982:

<u>Grade</u>	<u>\$/Hour</u>
B1	5.689
B2	6.061
B3	6.433
B4	6.805
B5	7.177
B6	7.549
B7	7.921
B8	8.293
B9	8.665
B10	9.037
B11	9.409
B12	9.781
B00	10.153

NOTE: Does not include insurance; \$420 shall be added to each employee's compensation during the effective dates of this matrix for the state's contribution for group benefits."

18. Page 20, line 19 through line 7 on page 21.

Following: line 19

Strike: remainder of subsection (2)

Insert: "(a) Semiannual pay schedule beginning July 10, 1982, and ending January 7, 1983:

<u>Grade</u>	<u>\$/Hour</u>
B1	5.974
B2	6.364
B3	6.755
B4	7.145
B5	7.536
B6	7.926
B7	8.317
B8	8.708
B9	9.098
B10	9.489
B11	9.879
B12	10.270
B00	10.660

NOTE: Does not include insurance; \$480 shall be added to each employee's compensation during the effective dates of this matrix for the state's contribution for group benefits.

(b) Semiannual pay schedule beginning January 8, 1983, and ending July 8, 1983:

<u>Grade</u>	<u>\$/Hour</u>
B1	6.272
B2	6.683
B3	7.093
B4	7.503
B5	7.913
B6	8.323
B7	8.733
B8	9.143
B9	9.553
B10	9.963
B11	10.373
B12	10.783
B00	11.193

NOTE: Does not include insurance; \$480 shall be added to each employee's compensation during the effective dates of this matrix for the state's contribution for group benefits."

19. Page 21, line 22.

Following: "~~branch~~."

Insert: "(3) In recognition that the blue-collar employee classes in the university system have been paid at rates higher than employees in the blue-collar classes in the executive branch, it is the intent of the legislature during the next biennium that the board of regents seek wage settlements that do not increase the current wage disparities between employees in the university system and employees in the executive branch."

20. Page 21.

Following: line 22

Insert: "NEW SECTION. Section 10. Additional compensation. Each full-time employee who has been continuously on the state payroll from the pay period ending January 9, 1981, to the pay period beginning July 11, 1981, shall receive a payment of \$500 in July, 1981, in addition to his regular compensation. Part-time employees shall receive a percentage of the \$500 award equal to the full-time equivalent factor of the employee's position as of the payroll period ending June 27, 1981."

Renumber: subsequent sections

21. Page 22, line 20.

Following: "months"

Insert: "or whose temporary status is defined through collective bargaining"

22. Page 25, line 7.

Following: "appropriated"

Insert: "from the general fund"

23. Page 25, line 9 through line 20 on page 30.

Following: line 8 on page 25

Strike: line 9 through line 20 on page 30

Insert: "

	Fiscal Year	Fiscal Year
	1982	1983
Legislative Auditor	176,782	278,577
Legislative Council	143,133	267,092
Legislative Fiscal Analyst	51,141	88,828
Environmental Quality Council	13,813	33,870
TOTALS	384,869	668,367

(3) There is appropriated to the Office of Budget and Program Planning \$ \_\_\_\_\_ for the fiscal year ending June 30, 1982, and \$ \_\_\_\_\_ for the fiscal year ending June 30, 1983, from the general fund to carry out the provisions of this act as it pertains to judicial and executive branch agencies not including vocational-technical centers and community colleges. The office of budget and program planning is authorized to increase the expenditure authority of judicial and executive branch agencies, not including vocational-technical centers and community colleges, by \$ \_\_\_\_\_ for the fiscal year ending June 30, 1982, and \$ \_\_\_\_\_ for the fiscal year ending June 30, 1983, from funds other than the general fund which accrue under provisions of

law to the respective agencies to carry out the provisions of this act."

Renumber: subsequent subsections

24. Page 31, line 9.

Following: "Section"

Strike: "5"

Insert: "10"

25. Page 31, lines 12 and 13.

Following: "date."

Strike: remainder of section

Insert: "(1) Sections 1 through 15, excluding section 2, are effective July 11, 1981.

(2) Section 2 is effective on passage and approval."

And, as amended, do pass. Report adopted.

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Teague in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Nordtvedt moved that SB 150, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harper, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kessler, Keyser, Kropp, Lory, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Neuman, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Seifert, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Winslow, Zabrocki.  
Total 66

Noes: Brand, Dozier, Gould, Harp, Hart, Huennekens, Kemmis, Manning, Mueller, Nilson, Schultz, Waldron, Wallin, Yardley.  
Total 14

Excused: Kennerly, O'Connell, Williams.  
Total 3

Absent or not voting: Azzara, Bardanouve, Bergene, Conroy, Cozzens, Devlin, Dussault, Feda, Kitselman, Lund, Manuel, Menahan, Nordtvedt, Oberg, Shelden, Shontz, Sivertsen.  
Total 17

That HJR 61 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson,



Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kropp, Lory, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Shelden, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 73

Noes: Burnett, Mueller, Ryan, Seifert, Smith, Stobie.

Total 6

Excused: Kennerly, O'Connell, Williams.

Total 3

Absent or not voting: Asay, Azzara, Bardanouve, Bengtson, Conroy, Cozzens, Devlin, Ernst, Fagg, Feda, Kitselman, Lund, Manuel, Moore, Nordtvedt, Oberg, Shontz, Sivertsen.

Total 18

Representative Metcalf moved that SJR 14, third reading copy, be amended. Amendment failed by the following vote:

Ayes: Bardanouve, Bergene, Brand, Dozier, Dussault, Hanson, Harper, Harrington, Hart, Huennekens, Jacobsen, Jensen, Keedy, Kemmis, Kessler, Lory, Manning, McBride, Metcalf, Nilson, Oberg, Shelden, Vincent, Waldron, Yardley, Zabrocki.

Total 26

Noes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Harp, Hemstad, Holliday, Hurwitz, Iverson, Kanduch, Keyser, Kitselman, Kropp, Lund, Marks, Matsko, McLane, Moore, Mueller, Neuman, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 62

Excused: Kennerly, O'Connell, Williams.

Total 3

Absent or not voting: Azzara, Briggs, Fagg, Manuel, Menahan, Meyer, Nordtvedt, Roush, Sivertsen.

Total 9

Representative Brown moved that SJR 14 be concurred in. Motion failed by the following vote:

Ayes: Abrams, Andreason, Bennett, Bertelsen, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Dozier, Ellison, Fagg, Gould, Harp, Harrington, Holliday, Iverson, Jacobsen, Kanduch, Keyser, Kitselman, Kropp, Manuel, McLane, Nilson, O'Hara, Pavlovich, Quilici, Roth, Roush, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Vinger, Winslow.

Total 39

Noes: Anderson, Asay, Bardanouve, Bengtson, Bergene, Brand, Briggs, Burnett, Conroy, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Feda, Hannah, Hanson, Harper, Hart, Hemstad, Huennekens, Hurwitz, Keedy, Kemmis, Kessler, Lory, Manning, Marks, Matsko, McBride, Menahan, Metcalf, Moore, Mueller, Neuman, Oberg, Phillips, Pistoria, Robbins, Ryan, Sales, Schultz, Seifert, Shelden, Smith, Thoft, Underdal, Vincent, Waldron, Wallin, Yardley, Zabrocki.

Total 52

Excused: Kennerly, O'Connell, Williams.

Total 3

Absent or not voting: Azzara, Fabrega, Jensen, Lund, Meyer, Nordtvedt.

Total 6

Representative Fagg moved that SJR 14 be not concurred in. Motion carried by the following vote:

Ayes: Anderson, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Curtiss, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Kanduch, Keedy, Kemmis, Kessler, Lory, Manning, Marks, Matsko, McBride, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Oberg, Phillips, Pistoria, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Smith, Stobie, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Yardley, Zabrocki.

Total 64

Noes: Abrams, Andreason, Bennett, Brown, Cozzens, Daily, Devlin, Ellison, Harp, Harrington, Iverson, Jacobsen, Keyser, Kitselman, Kropp, Manuel, McLane, O'Hara, Pavlovich, Quilici, Roush, Shontz, Sivertsen, Spilker, Switzer, Vinger, Winslow.

Total 27

Excused: Kennerly, O'Connell, Williams.

Total 3

Absent or not voting: Azzara, Fabrega, Jensen, Lund, Meyer, Nordtvedt.

Total 6

That the Committee rise and report and beg leave to sit again. (Teague, Chairman). Report adopted. (78-8)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Senate Joint Resolution No. 24 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Zabrocki, Mr. Speaker.

Total 90

Noes: None.

Total 0

Excused: Kennerly, O'Connell, Williams.

Total 3

Absent or not voting: Azzara, Hannah, Jensen, Nordtvedt, Shontz, Stobie, Yardley.

Total 7

Senate Bill No. 150, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hannah, Hanson, Harper, Hemstad, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Matsko, McLane, Metcalf, Meyer, Moore, Neuman, Nordtvedt, O'Hara, Phillips, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Winslow, Mr. Speaker.

Total 63

Noes: Bardanouve, Bergene, Brand, Burnett, Daily, Devlin, Dozier, Dussault, Gould, Harp, Harrington, Hart, Holliday, Huennekens, Kemmis, Lund, Manning, McBride, Menahan, Mueller, Nilson, Oberg, Pavlovich, Pistoria, Robbins, Shelden, Waldron, Wallin, Yardley, Zabrocki.

Total 30

Excused: Kennerly, O'Connell, Williams.

Total 3

Absent or not voting: Azzara, Jensen, Shontz, Stobie.

Total 4

House Joint Resolution No. 61 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Seifert, Shelden, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Burnett, Keedy, Keyser, Mueller, Roth, Ryan, Smith, Stobie.

Total 8

Excused: Kennerly, O'Connell, Williams.

Total 3

Absent or not voting: Azzara, Nordtvedt, Shontz.

Total 3

## MOTIONS

Representative Fagg moved that the House stand in recess until 1:30 p.m. Motion carried.

House recessed at 12:05 p.m.

House reconvened at 1:50 p.m.

Representative Fagg moved that the rules be suspended to allow any Senate amendments to House bills that are received from the Senate this day to be immediately placed on Second Reading. Motion carried.



Representative Fagg moved that the rules be further suspended to allow all Conference Committee reports completed today to be placed on Second Reading this day. Motion carried.

Representative Roth moved that the rules be temporarily suspended to allow the drafting and introduction of a bill to fund a water resources oversight committee. Motion carried. (60-22)

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative Teague in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representatives Azzara, Harper, and Hurwitz excused at this time.

Representative Sales moved that SJR 25, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 87

Noes: Moore.

Total 1

Excused: Azzara, Harper, Hurwitz, Kennerly, O'Connell, Williams.

Total 6

Absent or not voting: Bertelsen, Conroy, Hemstad, Kitselman, Roth, Smith.

Total 6

Representative Vincent moved that SJR 27, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.



Total 81

Noes: Brand, Devlin, Hannah, Mueller.

Total 4

Excused: Azzara, Harper, Hurwitz, Kennerly, O'Connell, Williams.

Total 6

Absent or not voting: Anderson, Asay, Burnett, Ellison, Hemstad, Kitselman, Lund, Pistoria, Quilici.

Total 9

Representative Waldron moved that SJR 28 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Kitselman, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 78

Noes: Brand.

Total 1

Excused: Azzara, Harper, Hurwitz, Kennerly, O'Connell, Williams.

Total 6

Absent or not voting: Anderson, Bennett, Burnett, Conroy, Cozzens, Curtiss, Hannah, Harp, Hemstad, Keyser, Kropp, Lund, Meyer, Quilici, Smith.

Total 15

Representative Keyser moved that SJR 29, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Azzara, Harper, Hurwitz, Kennerly, O'Connell, Williams.

Total 6

Absent or not voting: Bennett, Cozzens, Curtiss, Harrington, Lund, Meyer, Moore, Sivertsen.

Total 8

Representative Underdal moved that SJR 30 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 83

Noes: Brand.

Total 1

Excused: Azzara, Harper, Hurwitz, Kennerly, O'Connell, Williams.

Total 6

Absent or not voting: Bennett, Cozzens, Donaldson, Fabrega, Iverson, Lund, Marks, Meyer, Quilici, Sivertsen.

Total 10

Representative Yardley moved that the Conference Committee Report on HB 9 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedá, Gould, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 79

Noes: Burnett, Hannah, Keedy, Spilker.

Total 4

Excused: Azzara, Harper, Hurwitz, Kennerly, O'Connell, Williams.

Total 6

Absent or not voting: Bennett, Cozzens, Donaldson, Fabrega, Lund, Marks, Metcalf, Meyer, Moore, Oberg, Quilici.

Total 11

Representative Hurwitz present at this time.

Representative Sivertsen moved that Senate Amendments to HB 415 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Mueller, Neuman,

Nilson, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Zabrocki.

Total 84

Noes: None.

Total 0

Excused: Azzara, Harper, Kennerly, O'Connell, Williams.

Total 5

Absent or not voting: Burnett, Cozzens, Fabrega, Marks, Meyer, Moore, Nordtvedt, Oberg, Quilici, Seifert, Yardley.

Total 11

Representative Jacobsen moved that Senate Amendments to HB 488 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fed, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 83

Noes: None.

Total 0

Excused: Azzara, Harper, Kennerly, O'Connell, Williams.

Total 5

Absent or not voting: Cozzens, Dozier, Fabrega, Huennekens, Lund, Meyer, Nordtvedt, Oberg, Quilici, Seifert, Sivertsen, Vinger.

Total 12

Representative Menahan moved that Senate Amendments to HB 654 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Eudaily, Fed, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 82

Noes: None.

Total 0

Excused: Azzara, Harper, Kennerly, O'Connell, Williams.

Total 5



Absent or not voting: Cozzens, Ellison, Ernst, Fabrega, Fagg, Lory, Lund, Marks, Matsko, Nordtvedt, Oberg, Quilici, Schultz.

Total 13

Representative Kitselman moved that SJR 33 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conroy, Curtiss, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fagg, Fedá, Gould, Hanson, Harp, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Yardley, Zabrocki.

Total 72

Noes: Anderson, Bennett, Burnett, Devlin, Ernst, Hannah, Hemstad, Keedy, Kropp, Shontz, Wallin.

Total 11

Excused: Azzara, Harper, Kennerly, O'Connell, Williams.

Total 5

Absent or not voting: Conn, Cozzens, Daily, Fabrega, Lund, Marks, Nordtvedt, Oberg, Quilici, Ryan, Sivertsen, Winslow.

Total 12

Representative Harrington moved that SB 208 be concurred in. Representative Marks made a substitute motion that consideration on SB 208 be passed for the day. Motion carried.

Representative Switzer moved that SB 460 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Yardley, Zabrocki.

Total 81

Noes: None.

Total 0

Excused: Azzara, Harper, Kennerly, O'Connell, Williams.

Total 5

Absent or not voting: Anderson, Cozzens, Dussault, Fabrega, Hemstad, Hurwitz, Keedy, Lund, McLane, Nordtvedt, Oberg, O'Hara, Sivertsen, Winslow.

Total 14

That the Committee rise and report. (Teague, Chairman). Report adopted. (82-2)



**THIRD READING OF BILLS**

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Senate Joint Resolution No. 25, as amended, was concurred in by the following vote:

Ayes: Abrams, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 90

Noes: Burnett, Huennekens.  
Total 2

Excused: Azzara, Harper, Kennerly, O'Connell, Williams.  
Total 5

Absent or not voting: Anderson, Hemstad, Sivertsen.  
Total 3

Senate Joint Resolution No. 27, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 89

Noes: Bennett, Brand, Burnett, Devlin, Mueller.  
Total 5

Excused: Azzara, Harper, Kennerly, O'Connell, Williams.  
Total 5

Absent or not voting: Sivertsen.  
Total 1

Senate Joint Resolution No. 28 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory,

Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sheldon, Shontz, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Bennett, Brand, Burnett.

Total 3

Excused: Azzara, Harper, Kennerly, O'Connell, Williams.

Total 5

Absent or not voting: McLane, Sivertsen, Switzer.

Total 3

Senate Joint Resolution No. 29, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sheldon, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Asay, Bennett, Burnett.

Total 3

Excused: Azzara, Harper, Kennerly, O'Connell, Williams.

Total 5

Absent or not voting: Lund, Sivertsen.

Total 2

Senate Joint Resolution No. 30 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sheldon, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Bennett, Brand, Burnett.

Total 3

Excused: Azzara, Harper, Kennerly, O'Connell, Williams.

Total 5

Absent or not voting: Cozzens, Kitselman, O'Hara, Sivertsen.

Total 4

Conference Committee Report on House Bill No. 9 was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedá, Gould, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Hannah, Keedy, Smith, Spilker.

Total 4

Excused: Azzara, Harper, Kennerly, O'Connell, Williams.

Total 5

Absent or not voting: Fabrega.

Total 1

Senate Amendments to House Bill No. 415 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Azzara, Harper, Kennerly, O'Connell, Williams.

Total 5

Absent or not voting: Bertelsen.

Total 1

Senate Amendments to House Bill No. 654 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bennett, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch,



Keedy, Kemmis, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: None.

Total 0

Excused: Azzara, Harper, Kennerly, O'Connell, Williams.

Total 5

Absent or not voting: Bardanouve, Bergene, Bertelsen, Kropp.

Total 4

Senate Joint Resolution No. 33 was concurred in by the following vote:

Ayes: Abrams, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Brand, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 78

Noes: Anderson, Ernst, Hannah, Hemstad, Keedy, Kropp, Moore, Mueller, Ryan, Smith, Stobie, Wallin.

Total 12

Excused: Azzara, Harper, Kennerly, O'Connell, Williams.

Total 5

Absent or not voting: Bertelsen, Briggs, Burnett, Sivertsen, Spilker.

Total 5

Senate Bill No. 460 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Bardanouve, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: None.

Total 0

Excused: Azzara, Harper, Kennerly, O'Connell, Williams.

Total 5



Absent or not voting: Asay, Bertelsen, Burnett, Cozzens, Keyser, Mueller, Sivertsen, Switzer.

Total 8

### MOTIONS

Representative Hannah moved that smoking be banned from the floor of the House. The motion was prompted by the air pollution caused by a particularly odorous cigar being smoked by Representative Kitselman. It was finally extinguished by a blast from a fire extinguisher in the hands of Representative Vincent. After the smoke lifted, Representative Hannah's motion promptly carried, much to the delight of Representative Ellerd who sponsored legislation along those lines. The vote was as follows:

Ayes: Anderson, Andreason, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Ellerd, Ernst, Eudaily, Fagg, Feda, Hannah, Hanson, Harrington, Hurwitz, Jensen, Kanduch, Keedy, Kemmis, Kessler, Kitselman, Lory, Lund, Matsko, McBride, McLane, Menahan, Mueller, Neuman, O'Hara, Quilici, Robbins, Roth, Roush, Schultz, Shelden, Spilker, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 54

Noes: Abrams, Asay, Bennett, Brown, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Fabrega, Gould, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Keyser, Manning, Manuel, Meyer, Moore, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Sales, Seifert, Shontz, Sivertsen, Stobie, Teague, Thoft.

Total 36

Excused: Azzara, Harper, Kennerly, O'Connell, Williams.

Total 5

Absent or not voting: Harp, Kropp, Metcalf, Ryan, Smith.

Total 5

Representative Vincent moved that he be required to clean up the fall-out on any member's desk caused by his rescue mission. Motion carried unanimously.

Representative Jacobsen moved that the Speaker be authorized to appoint a Free Conference Committee on Senate Amendments to HB 488. Motion carried.

### UNFINISHED BUSINESS

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 336:

Anderson, Chairman  
Bertelsen  
Kanduch

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 642:

Burnett, Chairman  
Iverson  
Brown

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 240:

Keyser, Chairman  
Kitseiman  
Keedy

At the request of Representative Gould, the Speaker removed him from the Free Conference Committee on HB 646 and appointed Representative Andreason in his place.

### **SPECIAL ORDERS OF THE DAY**

The Speaker introduced Jerry Jordan, Jeff Campbell, Robert Hanson, Jon Kvaalen, Marlo Conroy, Shannon Finney, Bob Daily, and Bill Quale, this week's pages, and thanked them for their services.

Representative Fagg moved that the House adjourn until 10:00 a.m., April 11, 1981.

Motion carried.

House adjourned at 3:10 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

PAY TABLE 1

Grade	STEP 01	STEP 02	STEP 03	STEP 04	STEP 05	STEP 06	STEP 07	STEP 08	STEP 09	STEP 10	STEP 11	STEP 12	STEP 13
1	6,027	6,367	6,510	6,655	6,803	6,954	7,109	7,267	7,428	7,592	7,759	7,930	8,103
2	6,487	6,850	7,002	7,158	7,317	7,479	7,644	7,812	7,984	8,159	8,336	8,519	8,704
3	6,989	7,377	7,540	7,706	7,876	8,048	8,224	8,404	8,587	8,775	8,965	9,160	9,358
4	7,535	7,950	8,125	8,303	8,484	8,669	8,857	9,050	9,246	9,446	9,651	9,859	10,072
5	8,138	8,583	8,771	8,961	9,156	9,354	9,556	9,763	9,974	10,189	10,407	10,631	10,859
6	8,799	9,277	9,478	9,682	9,891	10,104	10,321	10,542	10,769	11,000	11,235	11,475	11,720
7	9,531	10,046	10,262	10,482	10,706	10,936	11,170	11,409	11,652	11,900	12,153	12,411	12,675
8	10,321	10,875	11,108	11,345	11,588	11,834	12,086	12,344	12,606	12,873	13,146	13,425	13,709
9	11,198	11,796	12,047	12,303	12,565	12,832	13,104	13,382	13,664	13,952	14,247	14,546	14,852
10	12,158	12,804	13,075	13,352	13,635	13,923	14,216	14,516	14,822	15,133	15,451	15,775	16,105
11	13,207	13,906	14,199	14,499	14,804	15,115	15,433	15,757	16,087	16,424	16,768	17,119	17,477
12	14,371	15,127	15,444	15,769	16,099	16,436	16,780	17,130	17,488	17,854	18,226	18,607	18,994
13	15,634	16,454	16,798	17,149	17,507	17,871	18,246	18,626	19,013	19,408	19,812	20,224	20,643
14	17,190	18,088	18,465	18,849	19,241	19,641	20,049	20,465	20,890	21,323	21,765	22,215	22,674
15	18,727	19,702	20,110	20,528	20,953	21,388	21,830	22,282	22,743	23,213	23,693	24,182	24,681
16	20,425	21,484	21,929	22,383	22,846	23,318	23,800	24,291	24,792	25,304	25,825	26,356	26,899
17	22,267	23,418	23,902	24,395	24,898	25,412	25,935	26,469	27,013	27,569	28,136	28,714	29,304
18	24,297	25,549	26,076	26,613	27,160	27,718	28,288	28,860	29,462	30,067	30,683	31,313	31,954
19	26,531	27,896	28,469	29,054	29,650	30,258	30,878	31,512	32,158	32,816	33,488	34,173	34,873
20	28,998	30,455	31,080	31,716	32,365	33,028	33,704	34,393	35,096	35,813	36,545	37,288	38,045
21	31,652	33,273	33,954	34,648	35,357	36,079	36,816	37,568	38,335	39,116	39,916	40,728	41,551
22	34,595	36,363	37,105	37,862	38,634	39,422	40,226	41,046	41,882	42,733	43,598	44,478	45,372
23	37,816	39,744	40,554	41,380	42,223	43,083	43,960	44,855	45,765	46,689	47,628	48,582	49,551
25	45,242	47,542	48,507	49,493	50,498	51,524	52,568	53,631	54,713	55,815	56,938	58,082	59,247

NOTE:

DOES NOT INCLUDE INSURANCE; \$420 SHALL BE ADDED TO EACH EMPLOYEES' COMPENSATION DURING THE EFFECTIVE DATES OF THIS MATRIX FOR THE STATE'S CONTRIBUTION FOR GROUP BENEFITS.

PAY TABLE 2

Grade	STEP 01	STEP 02	STEP 03	STEP 04	STEP 05	STEP 06	STEP 07	STEP 08	STEP 09	STEP 10	STEP 11	STEP 12	STEP 13
1	6,328	6,685	6,836	6,988	7,143	7,302	7,464	7,630	7,799	7,972	8,147	8,327	8,508
2	6,811	7,193	7,352	7,516	7,683	7,853	8,026	8,203	8,383	8,567	8,753	8,945	9,139
3	7,338	7,746	7,917	8,091	8,270	8,450	8,635	8,824	9,016	9,214	9,413	9,618	9,826
4	7,912	8,348	8,531	8,718	8,908	9,102	9,300	9,503	9,708	9,918	10,134	10,352	10,576
5	8,545	9,012	9,210	9,409	9,614	9,822	10,034	10,251	10,473	10,698	10,928	11,163	11,402
6	9,239	9,741	9,952	10,166	10,386	10,609	10,837	11,069	11,307	11,550	11,797	12,049	12,306
7	10,008	10,548	10,775	11,006	11,241	11,483	11,729	11,979	12,235	12,495	12,761	13,032	13,309
8	10,837	11,419	11,663	11,912	12,167	12,426	12,690	12,961	13,236	13,517	13,803	14,096	14,394
9	11,758	12,386	12,649	12,918	13,193	13,474	13,759	14,051	14,347	14,650	14,959	15,273	15,595
10	12,766	13,444	13,729	14,020	14,317	14,619	14,927	15,242	15,563	15,890	16,224	16,564	16,910
11	13,867	14,601	14,909	15,224	15,544	15,871	16,205	16,545	16,891	17,245	17,606	17,975	18,351
12	15,090	15,883	16,216	16,557	16,904	17,258	17,619	17,987	18,362	18,747	19,137	19,537	19,944
13	16,416	17,277	17,638	18,006	18,382	18,767	19,158	19,557	19,964	20,378	20,803	21,235	21,675
14	18,050	18,992	19,388	19,791	20,203	20,623	21,051	21,488	21,935	22,389	22,853	23,326	23,808
15	19,663	20,687	21,116	21,554	22,001	22,457	22,922	23,396	23,880	24,374	24,878	25,391	25,915
16	21,446	22,558	23,025	23,502	23,988	24,484	24,990	25,506	26,032	26,569	27,116	27,674	28,244
17	23,380	24,589	25,097	25,615	26,143	26,683	27,232	27,792	28,364	28,947	29,543	30,150	30,769
18	25,512	26,826	27,380	27,944	28,518	29,104	29,702	30,312	30,935	31,570	32,217	32,879	33,552
19	27,858	29,291	29,892	30,507	31,133	31,771	32,422	33,088	33,766	34,457	35,162	35,882	36,615
20	30,416	31,978	32,634	33,302	33,983	34,679	35,389	36,113	36,851	37,604	38,372	39,152	39,945
21	33,235	34,937	35,652	36,380	37,125	37,883	38,657	39,446	40,252	41,072	41,902	42,742	43,592
22	36,325	38,181	38,960	39,755	40,566	41,393	42,237	43,098	43,976	44,872	45,782	46,702	47,632
23	39,707	41,731	42,582	43,449	44,334	45,237	46,158	47,098	47,998	48,918	49,858	50,808	51,768
24	43,422	45,633	46,562	47,509	48,475	49,460	50,466	51,482	52,508	53,544	54,590	55,646	56,712
25	47,504	49,919	50,932	51,968	53,023	54,100	55,198	56,308	57,430	58,564	59,710	60,866	62,032

NOTE:

DOES NOT INCLUDE INSURANCE; \$420 SHALL BE ADDED TO EACH EMPLOYEES' COMPENSATION DURING THE EFFECTIVE DATES OF THIS MATRIX FOR THE STATE'S CONTRIBUTION FOR GROUP BENEFITS.



PAY TABLE 3

Grade	STEP 01	STEP 02	STEP 03	STEP 04	STEP 05	STEP 06	STEP 07	STEP 08	STEP 09	STEP 10	STEP 11	STEP 12	STEP 13
1	6,512	6,879	7,034	7,191	7,350	7,514	7,680	7,851	8,025	8,203	8,383	8,568	8,755
2	7,009	7,402	7,565	7,734	7,906	8,081	8,259	8,441	8,626	8,815	9,007	9,204	9,404
3	7,551	7,971	8,147	8,326	8,510	8,695	8,885	9,080	9,277	9,481	9,686	9,897	10,111
4	8,141	8,590	8,778	8,971	9,166	9,366	9,570	9,779	9,990	10,206	10,428	10,652	10,883
5	8,793	9,273	9,477	9,682	9,893	10,107	10,325	10,548	10,777	11,008	11,245	11,487	11,733
6	9,507	10,023	10,241	10,461	10,687	10,917	11,151	11,390	11,635	11,885	12,139	12,398	12,663
7	10,298	10,854	11,087	11,325	11,567	11,816	12,069	12,326	12,590	12,857	13,131	13,410	13,695
8	11,151	11,750	12,001	12,257	12,520	12,786	13,058	13,337	13,620	13,909	14,203	14,505	14,811
9	12,099	12,745	13,016	13,293	13,576	13,865	14,158	14,458	14,763	15,075	15,393	15,716	16,047
10	13,136	13,834	14,127	14,427	14,732	15,043	15,360	15,684	16,014	16,351	16,694	17,044	17,400
11	14,269	15,024	15,341	15,665	15,995	16,331	16,675	17,025	17,381	17,745	18,117	18,496	18,883
12	15,528	16,344	16,686	17,037	17,394	17,758	18,130	18,509	18,894	19,291	19,692	20,104	20,522
13	16,892	17,778	18,150	18,528	18,915	19,311	19,714	20,124	20,543	20,969	21,406	21,851	22,304
14	18,573	19,543	19,950	20,365	20,789	21,221	21,661	22,111	22,571	23,038	23,516	24,002	24,498
15	20,233	21,287	21,728	22,179	22,639	23,108	23,587	24,074	24,573	25,081	25,599	26,127	26,667
16	22,068	23,212	23,693	24,184	24,684	25,194	25,715	26,246	26,787	27,340	27,902	28,477	29,063
17	24,058	25,302	25,825	26,358	26,901	27,457	28,022	28,598	29,187	29,786	30,400	31,024	31,661
18	26,252	27,604	28,174	28,754	29,345	29,948	30,563	31,191	31,832	32,486	33,151	33,832	34,525
19	28,666	30,140	30,759	31,392	32,036	32,692	33,362	34,048	34,745	35,456	36,182	36,923	37,683
20	31,298	32,905	33,580	34,368	34,969	35,685	36,415	37,160	37,920	38,695	39,485	40,285	41,103
21	34,199	35,950	36,686	37,435	38,202	38,982	39,778	40,590	41,419	42,263	43,125	44,005	44,903
22	37,378	39,288	40,090	40,908	41,742	42,593	43,462	44,348	45,251	46,175	47,117	48,085	49,077
23	40,859	42,941	43,817	44,709	45,620	46,549	47,497	48,464	49,451	50,464	51,500	52,569	53,669
24	44,681	46,956	47,912	48,887	49,881	50,894	51,930	52,990	54,075	55,185	56,320	57,481	58,669
25	48,882	51,367	52,409	53,475	54,561	55,669	56,800	57,955	59,135	60,340	61,580	62,855	64,166

NOTE:

DOES NOT INCLUDE INSURANCE; \$420 SHALL BE ADDED TO EACH EMPLOYEES' COMPENSATION DURING THE EFFECTIVE DATES OF THIS MATRIX FOR THE STATE'S CONTRIBUTION FOR GROUP BENEFITS

## PAY TABLE 4

Grade	STEP 01	STEP 02	STEP 03	STEP 04	STEP 05	STEP 06	STEP 07	STEP 08	STEP 09	STEP 10	STEP 11	STEP 12	STEP 13
1	6,838	7,223	7,386	7,551	7,718	7,890	8,064	8,244	8,426	8,613	8,802	8,996	9,193
2	7,359	7,772	7,943	8,121	8,301	8,485	8,672	8,863	9,057	9,256	9,457	9,664	9,874
3	7,929	8,370	8,554	8,742	8,936	9,130	9,329	9,534	9,741	9,955	10,170	10,392	10,617
4	8,548	9,020	9,217	9,420	9,624	9,834	10,049	10,268	10,490	10,716	10,949	11,185	11,427
5	9,233	9,737	9,951	10,166	10,388	10,612	10,841	11,075	11,316	11,558	11,807	12,061	12,320
6	9,982	10,524	10,753	10,984	11,221	11,463	11,709	11,960	12,217	12,479	12,746	13,018	13,296
7	10,813	11,397	11,641	11,891	12,145	12,407	12,672	12,942	13,220	13,500	13,788	14,081	14,380
8	11,709	12,338	12,601	12,870	13,146	13,425	13,711	14,004	14,301	14,604	14,913	15,230	15,552
9	12,704	13,382	13,667	13,958	14,255	14,558	14,866	15,181	15,501	15,829	16,163	16,502	16,849
10	13,793	14,526	14,833	15,148	15,469	15,795	16,128	16,468	16,815	17,169	17,529	17,896	18,270
11	14,982	15,775	16,108	16,448	16,795	17,148	17,509	17,876	18,250	18,632	19,023	19,421	19,827
12	16,304	17,161	17,520	17,889	18,264	18,646	19,037	19,434	19,839	20,256	20,677	21,109	21,548
13	17,737	18,667	19,058	19,454	19,861	20,277	20,700	21,130	21,570	22,017	22,476	22,944	23,419
14	19,502	20,520	20,948	21,383	21,828	22,282	22,744	23,217	23,700	24,190	24,692	25,202	25,723
15	21,245	22,351	22,814	23,288	23,771	24,263	24,766	25,278	25,802	26,335	26,879	27,433	28,000
16	23,171	24,373	24,878	25,393	25,918	26,454	27,001	27,558	28,126	28,707	29,297	29,901	30,516
17	25,261	26,567	27,116	27,676	28,246	28,830	29,423	30,028	30,646	31,275	31,920	32,575	33,244
18	27,565	28,984	29,583	30,192	30,812	31,445	32,091	32,751	33,424	34,110	34,809	35,524	36,251
19	30,099	31,647	32,297	32,962	33,638	34,327	35,030	35,750	36,482	37,229	37,991	38,769	39,559
20	32,863	34,550	35,259	35,981	36,717	37,469	38,236	39,018	39,816	40,630	41,459	41,459	41,459
21	35,909	37,748	38,520	39,307	40,112	40,931	41,767	42,620	43,490	44,376	44,376	44,376	44,376
22	39,247	41,252	42,095	42,953	43,829	44,723	45,635	46,565	47,514	47,514	47,514	47,514	47,514
23	42,902	45,088	46,008	46,944	47,901	48,876	49,872	50,887	50,887	50,887	50,887	50,887	50,888
24	46,915	49,304	50,308	51,331	52,375	53,439	54,527	54,527	54,527	54,527	54,527	54,527	54,527
25	51,326	53,935	55,029	56,149	57,289	58,452	58,452	58,452	58,452	58,452	58,452	58,452	58,452

NOTE:

DOES NOT INCLUDE INSURANCE; \$420 SHALL BE ADDED TO EACH EMPLOYEES' COMPENSATION DURING THE EFFECTIVE DATES OF THIS MATRIX FOR THE STATE'S CONTRIBUTION FOR GROUP BENEFITS.



## EIGHTY-FIRST LEGISLATIVE DAY

Helena, Montana  
April 11, 1981

House Chambers  
Capitol Building

House convened at 10:15 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Briggs, Donaldson, Ellison, Hemstad, Hurwitz, Kennerly, Menahan, O'Connell, Yardley, excused. Quorum present.

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman):

4/11/81

Correctly printed - HB 840, HJR 67.

Correctly enrolled - HB 90, HB 102, HB 398, HB 436, HB 467, HB 479, HB 524, HB 600, HB 626, HB 698, HB 766, HB 790, HB 815, HJR 48.

Examined by the sponsor (Quilici) and found to be correct - HB 90, HB 398.

Examined by the sponsor (Manuel) and found to be correct - HB 102.

Examined by the sponsor (Fabrega) and found to be correct - HB 321.

Examined by the sponsor (Keedy) and found to be correct - HB 403, HB 626.

Examined by the sponsor (Sivertsen) and found to be correct - HB 467.

Examined by the sponsor (Curtiss) and found to be correct - HB 600.

Examined by the sponsor (Williams) and found to be correct - HB 624.

Examined by the sponsor (Meyer) and found to be correct - HB 698.

Examined by the sponsor (Daily) and found to be correct - HB 790.

Examined by the sponsor (Kemmis) and found to be correct - HB 815.

Examined by the sponsor (O'Hara) and found to be correct - HJR 48.

Signed by the Speaker at 6:30 a.m., 4/11/81 - HB 80, HB 304, HB 424, HB 533, HB 546, HB 562, HB 594, HB 704, HJR 17, HJR 29.

Signed by the Speaker at 1:15 p.m., 4/11/81 - HB 90, HB 102, HB 321, HB 398, HB 403, HB 600, HB 624, HB 698, HB 815.

Delivered to the Governor for his approval at 10:15 a.m., 4/11/81 - HB 7, HB 34, HB 38, HB 74, HB 88, HB 96, HB 110, HB 215, HB 265, HB 299, HB 379, HB 413, HB 481, HB 510, HB 545, HB 573.

APPROPRIATIONS (Lund, Chairman):

4/10/81

HB 261, introduced bill, be amended as follows:

1. Title, line 5.

Following: "OF"

Strike: "FISH, WILDLIFE, AND PARKS"

Insert: "ADMINISTRATION"

2. Page 1, lines 12 and 13.

Following: "the"

Strike: "resource indemnity trust earmarked revenue"

Insert: "renewable resources BPICA"

3. Page 1, line 14.

Following: "of"

Strike: "fish, wildlife, and parks"

Insert: "administration"

And, as amended, do pass. Report adopted.



HB 460, second reading copy, be amended as follows:

1. Title, line 4.

Following: "TO"

Strike: "APPROPRIATE"

Insert: "REAPPROPRIATE"

2. Page 1, line 10.

Following: "is"

Strike: "appropriated"

Insert: "reappropriated"

3. Page 1, line 17.

Following: "is"

Strike: "appropriated"

Insert: "reappropriated"

4. Page 2.

Following: line 2

Insert: "Section 3. Maximum expenditure for visitor-operations center. The expenditure for construction of the visitor-operations center at Lone Pine State Park may not exceed \$175,000.

Section 4. Reversion of state funds. Should federal funds appropriated in section 1 be made available, \$65,000 appropriated from the renewable resource development account shall be reverted."

And, as amended, do pass. Report adopted.

HB 478, introduced bill, be amended as follows:

1. Title, line 10.

Following: "BONDS"

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 2.

Following: line 6

Insert: "Section 3. Effective date. This act is effective on passage and approval."

And, as amended, do pass. Report adopted.

HB 563, introduced bill, be amended as follows:

1. Page 1, line 15.

Following: "\$12 million"

Strike: "\$30,360,000"

Insert: "\$31,104,505"

2. Title, line 9.

Following: "MCA"

Insert: "; PROVIDING AN IMMEDIATE EFFECTIVE DATE"

3. Page 3.

Following: line 23

Insert: "Section 6. Effective date. This act is effective on passage and approval."

And, as amended, do pass. Report adopted.

HB 603, introduced bill, be amended as follows:

1. Title, line 6.

Following: "TO"

Strike: "APPROPRIATE"

Insert: "REAPPROPRIATE"

2. Page 1, line 12.

Following: "is"

Strike: "appropriated"

Insert: "reappropriated"

3. Page 1, line 13.

Following: "fund"

Insert: "interest"

4. Page 1, line 15.

Following: "June 30, 1983,"

Strike: "any unexpended funds remaining from the funds appropriated"

Insert: "\$441,330"

5. Page 1, line 17.

Following: "The"

Strike: "sum appropriated"

Insert: "total expenditure of resource indemnity trust fund interest"

6. Page 1, line 18.

Following: "the"

Strike: "biennium"

Insert: "two bienniums"

7. Page 1, line 22.

Following: "1979."

Insert: "In addition, there is appropriated \$1,447,000 from a federal water and power resource service loan and \$260,000 from a federal land and water conservation grant."

And, as amended, do pass. Report adopted.

HB 666, introduced bill, be amended as follows:

1. Amend bill to read as follows:

"HOUSE BILL NO. 666

INTRODUCED BY MOORE

BY REQUEST OF THE HOUSE APPROPRIATIONS COMMITTEE

A BILL FOR AN ACT ENTITLED: "AN ACT TO APPROPRIATE MONEY FOR CAPITAL PROJECTS FOR THE BIENNIUM ENDING JUNE 30, 1983; PROVIDING FOR OTHER MATTERS RELATING TO THE APPROPRIATIONS; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Definitions. For the purposes of this act, unless otherwise stated, the following definitions apply:

(1) "Agency" includes each state office, department, board, commission, council, committee, unit of the university system, or other entity or instrumentality of the executive branch, office of the legislative branch, or office of the judicial branch of state government.

(2) "Capital project" means acquisition of land or improvements, planning, capital construction, renovation, furnishing, or major repair projects authorized in this act.

(3) "Approved budget amendment" means approval by the budget director of a request submitted through the architecture and engineering division of the department of administration to transfer excess funds appropriated to a capital project within an agency in order to increase the appropriations of another capital project within that agency or to obtain financing to expand a project with funds which were not available for consideration by the legislature.

(4) "BPICA" means account number 06142 in the bond proceeds and insurance clearance fund; "FPRA" means federal and private revenue account; "ERA" means earmarked revenue account; and "other appropriated funds" means money other than general fund or BPICA money that accrues under provisions of law to an agency indicated herein.

Section 2. Expansion required to be authorized. No existing capital project may be expanded beyond the scope of the project as approved by the 47th Legislature unless the capital project expansion is authorized by an approved budget amendment.

Section 3. Additional funding. If a capital project is jointly financed by an appropriation or appropriations from state sources as well as by appropriations from other sources, the funds provided by appropriation from state sources shall be decreased by the amount that the funds received from other sources exceed the amount appropriated by the legislature if the decrease does not jeopardize the receipt of the funds to be received from other sources.

Section 4. Federal funds for administration. All federal funds received as a reimbursement for the cost of administering the federal funds when the cost was financed from the general fund shall revert to the general fund. SHOULD FEDERAL FUNDS FOR MAKOSHIKA STATE PARK EXCEED \$21,000, COAL TAX APPROPRIATIONS IN AN AMOUNT EQUAL TO THE EXCESS WILL BE REVERTED.

Section 5. Reappropriation. Notwithstanding any other provision of law, the remaining balances on capital projects previously appropriated are hereby reappropriated until June 30, 1983, for the purposes for which originally appropriated.

Section 6. Construction and maintenance appropriation. The following money is appropriated from indicated accounts to the director of the department of administration:

Agency/Program	BPICA	Other Appropriated Funds
Department of Administration		
Replace roofs		\$70,000
Retrofit state buildings for		
energy conservation	\$3,383,560	
	\$2,250,000	
<del>Provide handicapped accessibility,</del>		
Capitol Complex		100,000
Replace elevator, Surplus Property		
Building	55,000	55,000

Plan Natural Resources Building	400,000	
Acquire office facilities, Helena		<del>1,800,000</del>
		<u>2,150,000</u>
Land acquisition and grounds improvements, Capitol Complex		<del>100,000</del>
		<u>50,000</u>
Improve water system, Capitol Complex	380,000	
<u>COGSWELL BUILDING</u>		
<u>SAFETY IMPROVEMENTS</u>	<u>60,400</u>	
Board of Education		
Miscellaneous maintenance, Historical Society	<u>88,000</u>	<del>88,000</del>
Complete cottage, School for the Deaf and Blind	700,000	
Department of Fish, Wildlife, & Parks		
Regional headquarters maintenance		<del>50,000</del>
		<u>20,000</u>
Fishing access site protection		100,000
Lewis & Clark Caverns improvements		50,000
Giant Springs Heritage State Park improvements		300,000
Develop wildlife management areas		96,000
Rosebud Battlefield improvements		20,000
Bannack State Monument		25,000
Makoshika State Park improvements		<del>42,000</del>
		<u>81,000</u>
Recreation area paving, Placid and Salmon Lakes		200,000
Purgatory Hill State Monument improvements		34,000
<u>CANYON FERRY RECREATION</u>		
<u>AREA IMPROVEMENTS</u>	<u>124,500</u>	<u>124,500</u>
Council Groves State Monument improvements		110,000



ACQUISITION AND DEVELOPMENT  
OF

CEMETERY AT OLD FORT CUSTER

SITE IN BIG HORN COUNTY

50,000

50,000

FORT OWEN ACQUISITION

OR DEVELOPMENT

10,000

Department of Highways

Miscellaneous maintenance,

AND CONSTRUCTION

500,000

Highway facilities

400,000

Construct equipment garages

221,700

Construct sandhouses

126,750

Road oil storage tanks

100,000

Department of Institutions

Modify toilets, Spratt Building,

Warm Springs

18,000

Repair cottage showers, Boulder

150,000

GENERAL MAINTENANCE, BOULDER

251,200

Replace roofs, state institutions

245,000

Modify bathrooms and laundry,

Eastmont

57,000

Construct multipurpose building,

Swan River

400,000

Kitchen repairs, Veterans' Home

21,300

Maintenance and life/safety repairs,

Warm Springs

149,200

Water tower maintenance,

institutions

45,000

Maintenance and repairs, Galen

154,000

Construct cottage,

Mountain View School

1,137,000

Sprinkler system, Veterans' Home

47,000

Sewage treatment plant,

Warm Springs

348,050

1,059,188

Enlarge pharmacy,

Center for the Aged	<u>20,000</u>	
	<u>11,885</u>	
<u>PRISON CHAPEL DESIGN</u>	<u>25,000</u>	
<u>SPRUCE COTTAGE REMODEL,</u>		
<u>MTN. VIEW</u>	<u>67,800</u>	
<u>Expand Prison Industries</u>	<u>202,165</u>	
<u>Upgrade prison perimeter security</u>	<u>125,000</u>	
	<u>59,000</u>	
<u>PINE HILL S.I.D.</u>	<u>9,872</u>	
Department of Justice		
Miscellaneous repairs, Registrar's		
Bureau	<u>10,000</u>	
Department of Military Affairs		
<u>CONSTRUCT ARMORY, HARLOWTON</u>	<u>179,500</u>	<u>415,500</u>
<u>CONSTRUCT ARMORY, HAVRE</u>	<u>164,500</u>	<u>415,500</u>
Auxiliary heating system,		
Fort Harrison	<u>2,500</u>	<u>7,500</u>
<del>Install wash work slabs, armories</del>	<del>17,000</del>	
<u>WEATHERPROOF CSMS, FORT</u>	<u>6,250</u>	<u>18,750</u>
<u>HARRISON</u>		
Sealcoat taxiways, Military		
Affairs	<u>3,000</u>	<u>9,000</u>
<u>REPAIR BOILER, DEER LODGE</u>	<u>4,000</u>	
Fuel dispensing facilities,		
Military Affairs	<u>15,750</u>	<u>47,250</u>
<u>REPAIR WALL, FORT HARRISON</u>	<u>25,000</u>	
<u>BOILER, HELENA ARMORY</u>	<u>40,000</u>	
<u>ARMORY ADDITION, BUTTE</u>		<u>615,000</u>
University System		
University System maintenance	<u>1,065,550</u>	
	<u>1,038,050</u>	
Handicapped accessibility,		
University System	<u>1,053,895</u>	
	<u>500,000</u>	
Complete Science Building,		

Montana Tech	200,000
Remodel Cowan Hall, Northern	
Montana College	150,000
Computer site modification, EMC	100,000
<u>FARM MECHANICS BLDG. NMC</u>	<u>150,000</u>
<u>CONSTRUCT CLINICAL</u>	
<u>PSYCHOLOGY BLDG. UM</u>	<u>440,000</u>
<u>REMODEL CRAFT BLDG. WMC</u>	<u>200,000</u>
<u>LUBRECHT FOREST EXP. STATION</u>	<u>115,000</u>
<u>AES FACILITY, SIDNEY</u>	<u>85,000</u>
Department of Natural Resources and Conservation	
Maintenance, DNRC	25,000
Section 7. Land acquisition appropriation. The following money is appropriated from the indicated accounts for the purposes of land acquisition to the director of the department of fish, wildlife, and parks:	
Fishing access acquisitions	2,350,000
Acquire wildlife habitat	<del>800,000</del>
	<u>750,000</u>
Section 8. Appropriation of proceeds from the sale of long-range building bonds. The following money is appropriated from the BPICA to the director of the department of administration, contingent upon the authorization of the sale of long-range building bonds by the legislature as provided in 17-5-402 and 17-5-403, MCA, and the sale of the bonds by the state board of examiners:	
Renovate State Capitol building	6,750,000
<u>CONSTRUCT GYMNASIUM,</u>	
<u>SCHOOL FOR THE DEAF AND BLIND</u>	<u>2,300,000</u>
Construct cottage, School for the	
Deaf and Blind	<del>1,400,000</del>
	<u>2,000,000</u>
Construct Polson Job Service	
office	<del>755,000</del>
	<u>500,000</u>
Construct Hamilton Job Service	
office	<del>755,000</del>
	<u>500,000</u>
Construct Visual Communications	

Building, MSU	4,598,000
Remodel and addition to	
Cisel Hall, EMC	1,190,000
Construct fine arts facility, UM	<del>4,500,000</del>
	<u>7,500,000</u>
Construct vo-tech center, Butte	<del>3,971,633</del>
	<u>3,769,505</u>

CONSTRUCT VETERANS

<u>NURSING FACILITY</u>	<u>1,850,000</u>
Children's Unit	2,000,000

CONSTRUCT LABORATORY ANIMAL

<u>FACILITY, MSU</u>	<u>2,180,000</u>
Construct Clinical Psychology	
Building, UM	440,000
Workers' Compensation Building	4,000,000

SECTION 9. OTHER FUNDS FOR FINE ARTS FACILITY. (1) THERE IS APPROPRIATED AN ADDITIONAL \$1,100,000 FROM THE FEDERAL AND PRIVATE REVENUE ACCOUNT OR FROM REGENT'S BUILDING FEES FOR THE CONSTRUCTION OF THE FINE ARTS FACILITY WHICH SHALL BE CONSTRUCTED AS A COMPLETE FACILITY WITH THE APPROPRIATIONS CONTAINED IN THIS ACT. FUNDS APPROPRIATED IN THIS SECTION SHALL BE EXPENDED BEFORE EXPENDITURE OF STATE BOND PROCEEDS FOR CONSTRUCTION.

(2) FUNDS MAY BE ADVANCED FROM THE BOND PROCEEDS FOR PLANNING, NOT TO EXCEED \$450,000.

Section 10. Repayment of appropriations. (1) The FUNDS FOR THE following projects PROJECT are appropriated on the condition that the amounts appropriated be repaid to the long-range building program, bond proceeds and insurance clearance account WITH NO PAYMENT TO BE MADE UNTIL AFTER June 30, 1983:

Expand Prison Industries

Computer site modification, EMC

(2) The terms of the repayment of the above appropriations should be approved by the director of the department of administration prior to expenditure of the amounts appropriated.

Section 11. Severability. If a part of this act is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of this act is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications.

Section 12. Effective date. This act is effective on passage and approval."

And, as amended, do pass. Report adopted.



HB 847, introduced bill, be amended as follows:

1. Page 1, line 11.

Following: "from the"

Strike: "earmarked revenue fund"

Insert: "renewable resource BPICA account"

And, as amended, do pass. Report adopted.

HB 862, introduced bill, be amended as follows:

1. Title, line 5.

Following: "STATEWIDE"

Strike: "3-MILL"

Insert: "1-MILL"

2. Page 1, line 13.

Following: "a"

Strike: "3-mill"

Insert: "1-mill"

3. Page 2, line 2.

Following: line 1

Strike: "\$10,451,864"

Insert: "\$3,483,955"

And, as amended, do pass. Report adopted.

HB 868, introduced bill, be amended as follows:

1. Title, line 6.

Following: "FROM THE"

Strike: "CONSTITUTIONAL TRUST FUND EARNINGS"

Insert: "HIGHWAY EARMARKED"

2. Page 1, line 11.

Following: "the"

Strike: "constitutional trust fund earnings"

Insert: "highway earmarked"

3. Page 1, line 14.

Following: "1982 -"

Strike: "\$12,000,000"

Insert: "\$4,000,000"

4. Page 1, line 15.

Following: "1983 -"

Strike: "\$13,000,000"

Insert: "\$4,000,000"

5. Page 1, line 16.

Following: line 15

Strike: lines 16 through 21 in their entirety

Renumber: subsequent section

And, as amended, do pass. Report adopted.

HB 872, introduced bill, be amended as follows:

4/11/81

1. Page 3, line 21.

Following: "account"

Strike: "(0412)"

Insert: "(04120)"

And, as amended, do pass. Report adopted.

LONG RANGE BUILDING COMMITTEE (Moore, Chairman): 4/10/81  
HB 841, introduced bill, be amended as follows:

1. Title, line 5.  
Following: "THE"  
Strike: "PURCHASE"  
Insert: "UPGRADING"
2. Page 1, line 11.  
Strike: "\$96,830"  
Insert: "\$75,000"  
Following: "from the"  
Strike: "general fund"  
Insert: "long-range building program account (BPICA) and \$36,830  
from the federal and private revenue account"
3. Page 1, line 15.  
Following: "the"  
Strike: "purchase"  
Insert: "upgrading"

And, as amended, do pass. Report adopted.

STATE ADMINISTRATION (Fedra, Chairman): 4/10/81  
HJR 67, do pass. Report adopted.

TAXATION (Nordtvedt, Chairman): 4/10/81  
SB 17, third reading copy, be amended as follows:

1. Page 4, line 8.  
Following: "OF"  
Strike: "JUDGEMENT"  
Insert: "judgment"

And, as amended, be concurred in. Report adopted.

SB 19, third reading copy, be amended as follows:

1. Title, line 7.  
Following: "MCA"  
Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE  
DATE"
2. Page 4.  
Following: line 13  
Insert: "Section 3. Immediate effective date. This act is effective on  
passage and approval."

And, as amended, be concurred in. Report adopted.

SB 30, be concurred in. Report adopted. 4/11/81  
SB 77, third reading copy, be amended as follows:

1. Title, line 6.  
Following: "EXTEND"  
Insert: "UNTIL JUNE 30, 1983,"
2. Page 1, lines 21 and 24.  
Following: "no" on line 21  
Insert: "(1)"  
Following: "1983" on line 24  
Insert: "(2) No notes may be issued after June 30, 1983."

And, as amended, be concurred in. Report adopted.

SB 102, third reading copy, be amended as follows:

1. Page 3, line 9.  
Following: "\$6,000"  
Strike: "0"  
Insert: "15%"

And, as amended, be concurred in. Report adopted.

SB 160, be concurred in. Report adopted.

SB 210, third reading copy, be amended as follows:

1. Page 3, line 9.  
Following: line 8  
Insert: "(b) The court shall exclude a taxpayer from an action brought pursuant to [section 1] if the person bringing the action publishes notice as provided in subsection (3) of this section and the taxpayer requests to be excluded by the date specified in the notice."  
Reletter: subsequent subsection  
Following: "UNDER" on line 9  
Strike: "THIS SUBSECTION"  
Insert: "subsection (3) of this section"

And, as amended, be concurred in. Report adopted.

SB 322, third reading copy, be amended as follows:

1. Page 3, line 10.  
Following: "Montana"  
Insert: "if the expenditure was not otherwise deducted in computing taxable income"
2. Page 8, line 14.  
Following: "[3]"  
Insert: "which was not otherwise deducted in computing taxable income"
3. Page 8, line 15 through line 18 on page 13.  
Following: line 14 on page 8  
Strike: section 5 in its entirety

And, as amended, be concurred in. Report adopted.

SB 361, be concurred in. Report adopted.

SB 377, be concurred in. Report adopted.

SJR 10, be concurred in. Report adopted.

## REPORTS OF SELECT COMMITTEES

### FREE CONFERENCE COMMITTEE ON HOUSE BILL NO. 642 Report No. 1, April 10, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on House Bill No. 642, met April 9, 1981, and considered:

Senate Committee on Natural Resources amendments, dated March 17, 1981.

We recommend that:

The House accede to amendment no. 1.

The reference copy of House Bill No. 642 be amended as specified in clerical instruction no. 1.

The Statement of Intent to House Bill No. 642 be amended as specified in clerical instruction no. 2.

The Free Conference Committee Report on House Bill No. 642 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Title, line 12.  
Following: "FORAGE"  
Insert: "GRASSES, HAY, AND SILAGE"
2. Statement of Intent, line 14.  
Following: "forage"  
Insert: "grasses, hay, and silage"

FOR THE HOUSE:

Bennett  
Iverson  
Brown

FOR THE SENATE:

Elliott  
B. Brown  
Jacobson

#### MESSAGES FROM THE GOVERNOR

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

April 10, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 12, 316, 781.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

April 10, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill No. 179, "AN ACT TO AMEND SECTIONS 76-4-105 AND 76-4-128, MCA, TO INCREASE THE LOT FEES CHARGED FOR SERVICES RENDERED IN THE REVIEW OF SUBDIVISIONS; TO ALLOW MORE REIMBURSEMENT TO LOCAL GOVERNMENTS PERFORMING SUBDIVISION REVIEW FUNCTIONS," without my signature and recommend the attached amendment for the following reasons.



House Bill No. 179 as passed, authorizes the Department of Health and Environmental Sciences to adopt rules setting forth fees, not to exceed \$30 per parcel, for services rendered in the review of plats and subdivisions. This \$30 fee represents a \$5 increase over the present \$25 review fee.

House Bill No. 179 also requires the Department to transfer not less than \$15 per parcel of the fee collected, to the local government that has agreed to assist the Department in its subdivision review. This minimum transfer of at least \$15 to the local government represents a \$5 increase over the present \$10 reimbursement.

Therefore, under House Bill No. 179, the \$5 increase in the fee collected by the Department goes to the local government. There is no question that local governments assisting the Department in its review of smaller subdivisions need this increased level of reimbursement. In order to maintain the existing six FTE's in the subdivision Bureau of the Department, however, an additional \$5 increase in the per parcel review fee collected is necessary.

I am proposing an amendment which will increase the per parcel review fee collected from \$30 to \$35, and allowing this increase to remain with the Department. This increase will enable the Department to review subdivisions in a timely manner as required by law.

I urge your concurrence in this amendment.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENT  
TO HOUSE BILL NO. 179

1. Page 1, line 14.  
Following: line 13  
Strike: "\$30"  
Insert: "\$35"

MESSAGES FROM THE OTHER HOUSE

House Amendments to Senate Bill concurred in: 4/10/81

House Amendments to Senate Bill No. 150, introduced by Kolstad, Dover, Goodover, et al.

The Senate, on 4/10/81, acceded to the request of the House of Representatives and appointed a Conference Committee to meet with a like committee from the House to confer on House Bill No. 33.

The President appointed the following members:

Senator McCallum, Chairman  
Senator Hammond  
Senator Thomas

The Senate, on 4/10/81, acceded to the request of the House of Representatives and appointed a Free Conference Committee to meet with a like committee from the House to confer on House Bill No. 202.

The President appointed the following members:

Senator Lee, Chairman  
Senator Hammond

## Senator Mazurek

The Senate, on 4/10/81, dissolved the Conference Committee on House Bill No. 336 and appointed a Free Conference Committee to meet with a like committee from the House to confer on House Bill No. 336.

The President appointed the following members:

Senator Galt, Chairman  
Senator Story  
Senator S. Brown

The Senate, on 4/10/81, failed to concur in House Amendments to Senate Bill No. 42 and appointed a Conference Committee and requested that the House of Representatives appoint a like committee to confer on Senate Bill No. 42.

The President appointed the following members:

Senator McCallum, Chairman  
Senator Norman  
Senator S. Brown

The Senate, on 4/10/81, acceded to the request of the House of Representatives and appointed a Free Conference Committee to meet with a like committee from the House to confer on House Bill No. 646.

The President appointed the following members:

Senator Hager, Chairman  
Senator Dover  
Senator Berg

House Bill concurred in as amended and returned to the House for concurrence in Senate Amendments: 4/10/81

House Bill No. 500, introduced by Lund

The Senate, on 4/10/81, failed to concur in House Amendments to Senate Bill No. 50 and appointed a Conference Committee and requested that the House of Representatives appoint a like committee to confer on Senate Bill No. 50.

The President appointed the following members:

Senator McCallum, Chairman  
Senator Ochsner  
Senator Thomas

### MOTIONS

Representative Fagg moved that all bills passing Second Reading this day be placed on Third Reading this same day. Motion carried unanimously.

Representative Fagg moved that the 24-hour rule be suspended to allow HJR 65 and HB 840, reported out of committee today, to be placed on Second Reading this day. Motion carried unanimously.

Representative Anderson moved that the Free Conference Committee on HB 209 be dissolved and that the Speaker be authorized to appoint a new Free Conference Committee in its place. Motion carried.

Representative Kemmis moved that the House reconsider its action on banning cigarette smoking in the House chamber. He didn't think that the

rule would be enforced and felt that the House shouldn't have rules that aren't enforced. Representative Dussault pointed out to the Assembly that for a new rule to be adopted a two-thirds vote is required and that the measure did not pass by two-thirds. As a compromise, Representative Dussault made a substitute motion that as long as the House is in session the areas behind the pillars be designated as the smoking areas. The Chair ruled that the ban on smoking did not pass by a two-thirds majority vote and that, therefore, the motions made by Representatives Kemmis and Dussault were out of order.

Representative Fagg moved that the issue of smoking in the House chamber be taken to the Rules Committee on Monday. Motion carried.

### **FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS**

The following bills were introduced, read first time and referred to committees:

HB 873, introduced by Menahan, Haffey, Kanduch, Azzara, Pavlovich, Conn, Keyser, Moore, Dussault, D. Brown, McBride, Harrington, Daily, Kemmis, Metcalf, Kennerly, Hart, Waldron, Huennekens, Zabrocki, Robbins, Yardley, Williams, McLane, Conroy, Asay, Fedra, Vinger, Fabrega, Meyer, Bertelsen, Bergene, Hemstad, Matsko, Roth, Phillips, Schultz, Briggs, Iverson, Switzer, Devlin, Curtiss, Underdal, J. Ryan, Jensen. Referred to Committee on Appropriations.

HB 874, introduced by Roth, Manley, Curtiss, McLane, Conroy, Galt, Thoft. Referred to Committee on Appropriations.

### **SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Neuman in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representatives Hemstad and Kennerly present at this time.

Representatives Brown and Roth excused at this time.

Representative Lund moved that Senate Amendments to HB 500 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Winslow.  
Total 65

Noes: Brand, Daily, Dozier, Dussault, Harrington, Hart, Huennekens, Kemmis, Kennerly, Kessler, Manning, McBride, Neuman, Nilson, Oberg, Pavlovich, Pistoria, Teague, Vincent, Williams, Zabrocki.



Total 21

Excused: Briggs, Brown, Donaldson, Ellison, Hurwitz, Menahan, O'Connell, Roth, Yardley.

Total 9

Absent or not voting: Azzara, Fagg, Harper, Keedy, Quilici.

Total 5

Representative Brown present at this time.

Representative Kennerly excused at this time.

Representative Sales moved that the Conference Committee Report on Senate Amendments to HB 270 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 81

Noes: None.

Total 0

Excused: Briggs, Donaldson, Ellison, Hurwitz, Kennerly, Menahan, O'Connell, Roth, Yardley.

Total 9

Absent or not voting: Bertelsen, Daily, Fabrega, Fagg, Harper, Harrington, Lund, Nordtvedt, Oberg, Quilici.

Total 10

Representative Kennerly present at this time.

Representatives Dussault and Waldron excused at this time.

Representative Anderson moved that the Free Conference Committee Report on Senate Amendments to HB 336 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brown, Burnett, Conn, Cozzens, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Manuel, Marks, McBride, Metcalf, Meyer, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Roush, Ryan, Sales, Shelden, Shontz, Sivertsen, Spilker, Thoft, Underdal, Vincent, Vinger, Williams, Winslow, Zabrocki.

Total 63

Noes: Asay, Bennett, Conroy, Curtiss, Daily, Devlin, Feda, Harp, Keyser, Kropp, McLane, Moore, Mueller, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Schultz, Seifert, Stobie, Switzer, Teague, Wallin.

Total 24

Paired: Dussault, Aye; Moore, No.



Excused: Briggs, Donaldson, Ellison, Hurwitz, Menahan, O'Connell, Roth, Waldron, Yardley.

Total 9

Absent or not voting: Brand, Jensen, Matsko, Smith.

Total 4

Representatives Dussault, Roth, and Waldron present at this time.

Representatives Burnett and Smith excused at this time.

Representative Kemmis moved that HB 840, second reading copy, be amended. Amendment failed by the following vote:

Ayes: Abrams, Andreason, Azzara, Bardanouve, Bengtson, Brand, Brown, Daily, Dozier, Dussault, Gould, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 44

Noes: Anderson, Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 56

Paired: Daily, Dussault, Harrington, Kemmis, Kessler, Menahan, O'Connell, Vincent, Yardley, Ayes; Briggs, Burnett, Donaldson, Ellison, Fagg, Hemstad, Hurwitz, Keyser, Smith, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representatives Brand, Daily, and Kropp excused at this time.

Representatives Burnett and Smith present at this time.

Representative Sivertsen moved that HB 840, second reading copy, be amended as follows:

1. Page 12.

Following: line 24

Strike: remainder of sections 5 through 10

Renumber: subsequent sections

2. Page 12, line 24.

Following: "1982"

Insert: "and 1983 shall be adjusted by the governor in a manner which will cost no more for pay raises than the appropriation contained in this bill"

3. Page 44, lines 6 and 7.

Following: "\$"

Insert: "48,000,000"

Following: "THE"

Strike: "FISCAL YEAR ENDING JUNE 30, 1982, AND \$ FOR THE FISCAL YEAR"

Insert: "biennium"

4. Page 44, lines 15 and 16.

Following: "\$"

Insert: "34,192,000"

Following: "THE"

Strike: "FISCAL YEAR ENDING JUNE 30, 1982, AND \$ FOR THE FISCAL YEAR"

Insert: "biennium"

Amendment passed by the following vote:

Ayes: Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Fagg, Fedra, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jensen, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 56

Noes: Abrams, Azzara, Bardanouve, Bengtson, Brand, Brown, Daily, Dozier, Dussault, Eudaily, Gould, Harper, Harrington, Hart, Holliday, Huennkens, Jacobsen, Kanduch, Keedy, \*Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shelden, Shontz, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 44

Paired: Briggs, Donaldson, Ellerd, Ellison, Hurwitz, Kropp, Sales, Sivertsen, Smith, Ayes; Brand, Daily, Harper, Menahan, Oberg, O'Connell, Roush, Waldron, Yardley, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

\*Representative Kemmis moved that his vote be changed from yes to no. Motion carried unanimously. See Motions.

Representative Fagg moved that the Committee rise. Motion carried.

Representative Fagg moved that the House stand in recess until 4:30 p.m. Motion carried.

House recessed at 2:55 p.m.

## SPECIAL ORDERS OF THE DAY

### HOUSE MEMORIAL SERVICE

Helena, Montana

April 11, 1981

The prelude was played by Mildred Lister and the candles were lit by Aubyn Curtiss and Marjorie Hart.

Representative Carl Seifert sang "How Great Thou Art", followed by the invocation given by Chaplain John Moes.

The following honorary tributes were presented:

## IN MEMORIAM - ERIC A. ANDERSON

It is with deep sorrow that the Legislature notes the passing of Eric A. Anderson, a former state legislator.

He was born in Sweden on December 29, 1888, and moved to Canada at the age of 16, later settling in the Regina, Montana, area and establishing his family homestead. He was a farmer; a Mason; active in community affairs; and served in the House of Representatives in 1933, 1934, 1945, and 1949 as a representative from Phillips County.

We extend sincere sympathy to the family of Eric A. Anderson.

Presented by Francis Bardanouve

## IN MEMORIAM - EDWIN K. "NED" CHEADLE

It is with deep sorrow that the Legislature notes the passing of Edwin K. "Ned" Cheadle, a former Montana Supreme Court justice and legislator.

Born in Lewistown, he attended schools in Lewistown and New York. He served in the legislature from Fergus County in 1927. He served in the Army during World War I; then came to Helena where he was elected to the Montana Supreme Court in 1945, serving three years before returning to private practice.

We extend sincere sympathy to Edwin K. "Ned" Cheadle's wife, their children, grandchildren, and great grandchildren.

Presented by James Schultz

## IN MEMORIAM - JOHN J. CUNNINGHAM

It is with deep sorrow that the Legislature notes the passing of John J. Cunningham.

Mr. Cunningham served two sessions in the House of Representatives, 1955 and 1957. He was an active member of the Butte Elks Lodge.

We extend sincere sympathy to John J. Cunningham's wife and family.

Presented by Dan Harrington

## IN MEMORIAM - PETER J. CURRAN

It is with deep sorrow that the Legislature notes the passing of Peter J. Curran.

Mr. Curran served in the 27th legislative session, 1941, from Silver Bow County.

We extend sincere sympathy to the family of Peter J. Curran.

Presented by Robert Pavlovich

## IN MEMORIAM - HARRY C. DONALDSON

It is with deep sorrow that the Legislature notes the passing of Harry C. Donaldson, a retired vice-president and treasurer of the Montana Power Company and former legislator.

Born September 30, 1892, in Delevan, Wisconsin, he attended schools there and came to Montana in 1911. He served in the 19th (1925) and 20th (1927) legislative sessions from Chouteau County.

We extend sincere sympathy to family of Harry C. Donaldson.

Presented by Kerry Keyser

IN MEMORIAM - ROBERT F. DYE

It is with deep sorrow that the Legislature notes the passing of Robert F. Dye, a former Gallatin County representative.

Born October 30, 1921, in Roundup, Montana, he attended local schools and was an automobile dealer. He served in the House of Representatives in 1965, 1967, 1969 and as Majority Whip in 1971. He was a veteran of World War II and served with the 163rd Infantry Regiment of the 41st Division in the South Pacific.

We extend sincere sympathy to Robert F. Dye's wife, son, and brothers and sisters.

Presented by Robert Ellerd

IN MEMORIAM - ELMER A. EKLUND

It is with deep sorrow that the Legislature notes the passing of Elmer A. Eklund, a former Golden Valley County representative.

He was born May 27, 1898, at Vasa, Minnesota; came to Montana in 1910; managed the Eklund Ranch; was active in community service organizations; was Past Master of Masonic Lodge and a member of Yorkrite. In 1964 he was elected to the House of Representatives from Golden Valley County.

We extend sincere sympathy to Elmer A. Eklund's family.

Presented by Gay Holliday

IN MEMORIAM - EUGENE B. FOOT

It is with deep sorrow that the Legislature notes the passing of Eugene B. Foot, a former Flathead County representative.

Born February 19, 1895, in Kalispell, Montana, he attended school in Kalispell and served in the Army in France in World War I. He then attended the University of Minnesota and graduated from the Montana State University Law School in Missoula in 1921. He went into private law practice in 1921. In 1957, he was appointed judge of the 11th Judicial District. He was active in many local service organizations and lodges. In 1941 to 1949 he served as the Kalispell city attorney and deputy county attorney from 1946 to 1951. He was elected as representative from Flathead County in 1927 and served four terms as such: 1927, 1943, 1945, and 1947.

We extend sincere sympathy to Eugene B. Foot's wife and family.

Presented by Robert Anderson

IN MEMORIAM - W. F. GARRISON

It is with deep sorrow that the Legislature notes the passing of W. F. Garrison, a former Madison County representative.

He was born July 15, 1903, in Adobetown, near Virginia City and Nevada City, where his family operated a placer mine. He attended local schools and later owned and managed a large cattle ranch in Madison and Silver Bow Counties. He was active in Farm Bureau and served on the local school boards for 25 years; he was also a member of the Masonic Lodge and the Elks Lodge. He was elected as a representative from Madison County to the House of Representatives in 1963-65 and later in 1967.



He was one of the original members of the Taylor Grazing District Advisory board and served on the state advisory board for many years as well as the BLM National Advisory Board Council. Always active in livestock industry affairs, he served as Regional Vice-President of the American National Cattlemen's Association and as President of the Montana Stockgrowers Association.

We extend sincere sympathy to W. F. Garrison's son, daughter, and family.

Presented by Carl Smith

#### IN MEMORIAM - ORA J. HALVORSON

It is with deep sorrow that the Legislature notes the passing of Ora J. Halvorson, a former Flathead County representative.

She was born December 31, 1913, in Ames, Iowa, later moving to the family homestead in Fergus County. She graduated from Lewistown High School; Billings Business College; was a member of the first graduating class of Flathead Valley Community College; received a law diploma from LaSalle Extension University; and earned her bachelor's degree at Goddard College in Vermont. She was active in community and civic affairs. She was elected as a representative from Flathead County to serve in the House of Representatives in 1973, 1974, 1975, and 1977.

We extend sincere sympathy to the family of Ora J. Halvorson.

Presented by Esther Bengtson

#### IN MEMORIAM - BEN D. HOLLENBACK

It is with deep sorrow that the Legislature notes the passing of Ben D. Hollenback, a former statesman and pioneer.

Born June 27, 1883, in Paola, Kansas, he received his schooling in Kansas. He came to Montana in 1906. He was a 30-year member of the rural school board, a member of Montana Stockgrowers Association and was an active leader in many neighborhood and county projects. He served as a statesman from Judith Basin County in the 1930's.

We extend sincere sympathy to Ben D. Hollenback's son, daughters, and family.

Presented by Rex Manuel

The hymn "Hear Oh Lord" was sung in duet by Tom Conroy and Colleen Mockler.

#### IN MEMORIAM - LEO KENNERLY, JR.

It is with deep sorrow that the Legislature notes the passing of Leo Kennerly, Jr., also known as Red Eagle, a former Glacier and Pondera County representative.

Leo was born on the Blackfeet Reservation, June 10, 1936. He received his education in Montana; was a member of the Blackfeet Tribe; served as a Director of Blackfeet Planning Program; was a member of the school district Board of Trustees; was a member of Area IV Auxiliary Manpower Planning Advisory Council; was a member of local service organizations and clubs. He also served on many national committees and boards. He was elected representative from Glacier and Pondera Counties to the House of Representatives during the years 1977 to 1979.

We extend sincere sympathy to Leo M. Kennerly, Jr.'s wife, sons, and family.

Presented by Roland Kennerly

IN MEMORIAM - GORDON J. LIPPARD

It is with deep sorrow that the Legislature notes the passing of Gordon J. Lippard, a former Montana legislator from Loma.

He was born in Great Falls and attended Gonzaga High School in Spokane, Washington, and Northern Montana College at Havre. He taught rural schools in the Harlem and Loma areas and ranched with his father, an early day cowboy. He served four terms in the Montana House of Representatives from Chouteau County, from 1935 through 1942.

We extend sincere sympathy to Gordon J. Lippard's wife, son, and grandchildren.

Presented by Audrey Roth

IN MEMORIAM - ROBERT F. PAPPIN

It is with deep sorrow that the Legislature notes the passing of Robert F. Pappin, a former Great Falls legislator and well-known general contractor.

Born in Great Falls on February 24, 1916, he graduated from Great Falls High School and Montana State University. He served three years in the South Pacific in World War II. As a representative from Cascade County he served in the 30th session in 1947.

We extend sincere sympathy to Robert F. Pappin's wife, daughters, sons, and grandchildren.

Presented by Alison Conn

IN MEMORIAM - LOUIS PERRY

It is with deep sorrow that the Legislature notes the passing of Louis Perry.

Mr. Perry was born in Malta, Montana, on January 28, 1919. Raised and educated in Malta, he served in the paratroopers in World War II. After the war he was engaged in the painting business. He served in the House in 1967 through 1971. He also served as Chamber of Commerce secretary.

We extend sincere sympathy to Louis Perry's wife, daughters, and son.

Presented by Andrea Hemstad

IN MEMORIAM - HOWARD C. PORTER

It is with deep sorrow that the Legislature notes the passing of Howard C. Porter.

Born in Iowa, he was educated in the midwest and east. He was a veteran of World War II; president of the Billings Business College and elected president of Nexus Corporation in 1976. He served in the Senate 1968 through 1971 and returned to the House in 1977 and 1979. He was police commissioner of Billings and consultant for the Small Business Administration.

We extend sincere sympathy to Howard C. Porter's family.

Presented by Tom Conroy

## IN MEMORIAM - JOSEPH P. "JOE" SEIFERT

It is with deep sorrow that the Legislature notes the passing of Joseph P. "Joe" Seifert.

Born in Minnesota on May 22, 1890, he was raised and attended schools in that area. He came to Montana in 1912, first settling in the Shelby area, then moving to Pondera County in 1920. He served as state representative of Pondera County during the 1951 and 1953 legislative sessions.

We extend sincere sympathy to Joseph P. Seifert's wife and daughters.

Presented by Melvin Underdal

## IN MEMORIAM - JOHN W. STEELE

It is with deep sorrow that the Legislature notes the passing of John W. Steele, a former state legislator and alderman.

He was born January 8, 1903, in Roslyn, Washington, where he grew up and attended schools. Mr. Steele entered the Army in 1922 and served in the Army Medical Corps. He retired as a captain in 1952. He was the first director of the Montana State Civil Defense organization and traveled extensively through the state in that capacity. He was a former member of the Missoula City Council and served in the House from 1967 through 1969.

We extend sincere sympathy to John W. Steele's wife and daughters.

Presented by Ben Hanson

## IN MEMORIAM - DALE SVERDSTEN

It is with deep sorrow that the Legislature notes the passing of Dale Sverdsten, a former state representative from Mineral and Sanders counties.

Born October 1, 1929, in Kellogg, Idaho, he was raised and educated in Rose Lake, Idaho. He was president of a logging company and served in the Korean police action.

We extend sincere sympathy to Dale Sverdsten's wife, daughters, and son.

Presented by Ralph Eudaily

## IN MEMORIAM - JOHN G. "JACK" THOMPSON, JR.

It is with deep sorrow that the Legislature notes the passing of John G. "Jack" Thompson, Jr.

He was born July 24, 1917, in Helena and attended Hawthorne grade school, high school at Mount St. Charles College, Georgetown University, Washington, D.C., and the University of Arizona. He was in business in Helena for many years and served in the state House of Representatives from Lewis and Clark County in 1957. He was an active member of the Rotary Club, the Helena Exchange Club, and Helena Toastmasters Club.

We extend sincere sympathy to the family of John G. "Jack" Thompson, Jr.

Presented by Bobby Spilker

## IN MEMORIAM - CLARENCE E. WALTON

It is with deep sorrow that the Legislature notes the passing of Clarence E. Walton, a former Park County representative.



He was born at Springhall in Gallatin County on February 5, 1907. He attended Montana State College in Bozeman; was a rancher; served on the Executive Board of the Montana Stockgrowers Association; was a member of the State Farm Bureau; was active on the Soil Conservation Board and the Will Sall Co-op; was a member of the Masons and Elks Lodges; and was active in community affairs. He served as a representative from Park County in the House of Representatives in 1953, 1955, 1957, and 1959.

We extend sincere sympathy to Clarence E. Walton's wife, sons, daughter, and family.

Presented by Les Kitselman

#### IN MEMORIAM - SAMUEL A. WEEKS

It is with deep sorrow that the Legislature notes the passing of Samuel A. Weeks, a former representative from Fallon County.

Born January 18, 1898, at Spray, North Dakota, he came to Montana in 1941. He attended schools in Montana and later received a B.A. degree from Western Dakota University and M.A. and M.D. degrees from Northwestern University. He was a physician in Baker and also served as mayor of Baker from 1927 to 1935. He was elected a representative from Fallon County in 1961 and 1963 to serve in the House of Representatives.

We extend sincere sympathy to Dr. Samuel A. Weeks' wife, children, and family.

Presented by Hubert Abrams

Paul Fossum sang Schubert's "das Wanden".

The benediction was given by Reverend William Burkhardt.

The ceremony closed with Representative Kanduch singing "The Lord's Prayer", followed by the "Doxology" sung by the Assembly.

#### MEMORIAL COMMITTEE OF THE HOUSE

Representative Bergene, Chairman

Representative Andreason

Representative Kanduch

House reconvened at 4:30 p.m. and continued with Second Reading.

Representative Neuman in the Chair.

Representatives Andreason, Dozier, Hannah, Jensen, Kessler, Smith, and Stobie excused at this time.

Representative Brand present at this time.

Representative Burnett moved that HB 840, second reading copy, be further amended. Amendment failed by the following vote:

Ayes: Burnett, Cozzens, Curtiss, Ellerd, Lory, Ryan, Sales, Underdal.

Total 8

Noes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Daily, Devlin, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Oberg, O'Connell,



Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 76

Paired: Burnett, Curtiss, Ellerd, Ryan, Sales, Underdal, Ayes; Daily, Dozier, Kessler, Menahan, O'Connell, Yardley, Noes.

Excused: Andreason, Briggs, Donaldson, Ellison, Hannah, Hurwitz, Jensen, Kropp, Smith, Stobie.

Total 10

Absent or not voting: Nilson, Nordtvedt, O'Hara, Robbins, Teague, Winslow.

Total 6

And HB 840, as amended, do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jacobsen, Jensen, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Vinger, Wallin, Winslow.

Total 56

Noes: Abrams, Azzara, Bengtson, Brand, Brown, Curtiss, Daily, Dozier, Dussault, Gould, Harper, Harrington, Hart, Holliday, Huennekens, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, \*Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Sales, Shelden, Shontz, Teague, Underdal, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 43

Paired: Andreason, Briggs, Donaldson, Ellerd, Ellison, Eudaily, Hannah, Hanson, Hurwitz, Jensen, Kropp, Lory, Lund, Marks, Smith, Stobie, Ayes; Brand, Daily, Dozier, Dussault, Harper, Harrington, Kemmis, Kennerly, Kessler, Manuel, Menahan, O'Connell, Pavlovich, Roush, Waldron, Yardley, Noes.

Excused: None.

Total 0

Absent or not voting: Nilson.

Total 1

\*Representative Oberg moved that his vote be recorded as no. Motion carried unanimously. See Motions.

That the Committee rise and report. (Neuman, Chairman). Report adopted. (52-30)

## MOTIONS

Representative Fagg moved that the Speaker be authorized to appoint a Conference Committee on House Amendments to SB 42. Motion carried.

Representative Fagg moved that the Speaker be authorized to appoint a Conference Committee on House Amendments to SB 50. Motion carried.

Representative Fagg moved that the Speaker be authorized to appoint a Free Conference Committee on House Amendments to SB 392. Motion carried.

Representative Fagg moved that the Speaker be authorized to appoint a Free Conference Committee on Senate Amendments to HB 500. Motion carried.

Representative Kemmis moved that his vote on HB 840, the amendment made by Representative Sivertsen on Second Reading, be changed from yes to no. Motion carried unanimously.

Representative Oberg moved that his vote on HB 840, Second Reading, be recorded as no. Motion carried unanimously.

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Conference Committee Report on House Bill No. 270 was adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 76

Noes: Burnett, Harrington, Huennekens, McBride, Oberg, Thoft.

Total 6

Excused: Andreason, Briggs, Daily, Donaldson, Dozier, Ellison, Hannah, Hurwitz, Jensen, Kessler, Kropp, Menahan, O'Connell, Smith, Stobie, Yardley.

Total 16

Absent or not voting: Fagg, Nilson.

Total 2

Free Conference Committee Report on House Bill No. 336 was adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Brown, Conn, Cozzens, Devlin, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Metcalf, Meyer, Neuman, Nordtvedt, Oberg, O'Hara, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 66

Noes: Bennett, Burnett, Conroy, Curtiss, Feda, Harp, Kennerly, Matsko, McBride, McLane, Moore, Mueller, Pavlovich, Phillips, Pistoria, Roth, Switzer.

Total 17

Excused: Andreason, Briggs, Daily, Donaldson, Dozier, Ellison, Hannah, Hurwitz, Jensen, Kessler, Kropp, Menahan, O'Connell, Smith, Stobie, Yardley.

Total 16

Absent or not voting: Nilson.

Total 1

House Bill No. 840 was passed by the following vote:

Ayes: Anderson, Andreason, Asay, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jacobsen, Jensen, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Vinger, Wallin, Winslow.

Total 55

Noes: Abrams, Azzara, Bengtson, Brand, Brown, Curtiss, Daily, Dozier, Dussault, Gould, Harper, Harrington, Hart, Holliday, Huennekens, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Sales, Sheldon, Shontz, Teague, Thoft, Underdal, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 44

Paired: Andreason, Briggs, Donaldson, Ellerd, Ellison, Eudaily, Hannah, Hanson, Hurwitz, Jensen, Kropp, Lory, Lund, Marks, Smith, Stobie, Ayes; Brand, Daily, Dozier, Dussault, Harper, Harrington, Kemmis, Kennerly, Kessler, Manuel, Menahan, O'Connell, Pavlovich, Roush, Waldron, Yardley, Noes.

Excused: None.

Total 0

Absent or not voting: Nilson.

Total 1

### UNFINISHED BUSINESS

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 42:

Devlin, Chairman  
Switzer  
Huennekens

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 50:

Sales, Chairman  
Vinger  
Dussault

The Speaker appointed the following new Free Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 209:

Keyser, Chairman  
Hannah  
Brown

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 392:

Andreason, Chairman  
Fabrega  
Robbins

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 488:

Schultz, Chairman  
Ernst  
Jacobsen

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 500:

Moore, Chairman  
Cozzens  
Conroy

Representative Fagg moved that the House adjourn until 11:00 a.m., April 13, 1981.

Motion carried.

House adjourned at 5:35 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk





## EIGHTY-SECOND LEGISLATIVE DAY

Helena, Montana  
April 13, 1981

House Chambers  
Capitol Building

House convened at 11:10 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Daily, Ellison, Fabrega, Hemstad, Kropp, Manning, Meyer, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Quilici, Teague, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journals for the Seventy-eighth, Seventy-ninth, and Eightieth Legislative Days, find the same to be correct.

SPILKER, Chairman

### REPORTS OF STANDING COMMITTEES

#### BILLS (Spilker, Chairman):

4/13/81

Correctly printed - HB 261, HB 460, HB 478, HB 563, HB 603, HB 666, HB 841, HB 847, HB 862, HB 868, HB 872.

Correctly enrolled - HB 13, HB 36, HB 48, HB 58, HB 97, HB 152, HB 223, HB 300, HB 309, HB 329, HB 330, HB 364, HB 370, HB 372, HB 385, HB 415, HB 448, HB 480, HB 498, HB 507, HB 557, HB 566, HB 575, HB 578, HB 587, HB 621, HB 654, HB 655, HB 662, HB 683, HB 701, HB 702, HB 703, HB 712, HB 724, HB 731, HB 765, HB 773, HB 794, HB 806, HB 819, HJR 23, HJR 25, HJR 42.

Examined by the sponsor (Eudaily) and found to be correct - HB 48.

Examined by the sponsor (Kessler) and found to be correct - HB 58.

Examined by the sponsor (Feda) and found to be correct - HB 97.

Examined by the sponsor (Donaldson) and found to be correct - HB 152, HB 765, HJR 23.

Examined by the sponsor (Hurwitz) and found to be correct - HB 309, HB 712.

Examined by the sponsor (Kanduch) and found to be correct - HB 329, HB 330.

Examined by the sponsor (Vincent) and found to be correct - HB 364, HB 578.

Examined by the sponsor (Underdal) and found to be correct - HB 370.

Examined by the sponsor (Sales) and found to be correct - HB 372.

Examined by the sponsor (Pistoria) and found to be correct - HB 385.

Examined by the sponsor (Bardanouve) and found to be correct - HB 436.

Examined by the sponsor (Nordtvedt) and found to be correct - HB 448.

Examined by the sponsor (Oberg) and found to be correct - HB 498.

Examined by the sponsor (Azzara) and found to be correct - HB 507.

Examined by the sponsor (Brown) and found to be correct - HB 557, HJR 42.

Examined by the sponsor (Hemstad) and found to be correct - HB 566.

Examined by the sponsor (Kitselman) and found to be correct - HB 575.

Examined by the sponsor (Hanson) and found to be correct - HB 587.

Examined by the sponsor (Anderson) and found to be correct - HB 655.

Examined by the sponsor (Burnett) and found to be correct - HB 662.

Examined by the sponsor (Winslow) and found to be correct - HB 701, HB 702, HB 735.

Examined by the sponsor (Dussault) and found to be correct - HB 703.

Examined by the sponsor (Neuman) and found to be correct - HB 724.  
 Examined by the sponsor (Keedy) and found to be correct - HB 773.  
 Examined by the sponsor (Ellerd) and found to be correct - HB 794.  
 Examined by the sponsor (Manuel) and found to be correct - HB 806.  
 Examined by the sponsor (Bengtson) and found to be correct - HB 819.  
 Examined by the sponsor (Harper) and found to be correct - HJR 25.  
 Signed by the Speaker at 9:27 a.m., 4/13/81 - HB 467, HB 626, HB 790,  
 HJR 48.  
 Signed by the Speaker at 4:00 p.m., 4/13/81 - HB 370, HB 372, HB 448,  
 HB 479, HB 498, HB 524, HB 557, HB 566, HB 587, HB 703,  
 HB 766.  
 Signed by the Speaker at 4:10 p.m., 4/13/81 - HB 436, HB 734, HB 735.  
 Delivered to the Governor for his approval at 9:50 a.m., 4/13/81 -  
 HB 80, HB 90, HB 102, HB 127, HB 304, HB 321, HB 360,  
 HB 398, HB 403, HB 424, HB 463, HB 533, HB 538, HB 546,  
 HB 562, HB 594, HB 600, HB 624, HB 684, HB 698, HB 704,  
 HB 815.  
 Delivered to the Governor for his approval at 4:50 p.m., 4/13/81 -  
 HB 467, HB 626, HB 790.

## APPROPRIATIONS (Lund, Chairman):

4/11/81

HB 823, do not pass.

Thereupon, the Adverse Committee Report was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bertelsen, Briggs, Conn, Conroy, Cozzens, Curtiss, Donaldson, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Harp, Hurwitz, Iverson, Jacobsen, Jensen, Kemmis, Keyser, Kitselman, Lund, Matsko, McLane, Menahan, Moore, Mueller, Nordtvedt, Phillips, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Mr. Speaker.

Total 51

Noes: Bardanouve, Brown, Dozier, Dussault, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Kanduch, Kennerly, Kessler, Lory, Manuel, McBride, Metcalf, Oberg, Pistoria, Roush, Shelden, Shontz, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 28

Excused: Daily, Ellison, Fabrega, Hemstad, Kropp, Manning, Meyer, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Quilici, Teague.

Total 14

Absent or not voting: Bergene, Brand, Burnett, Devlin, Keedy, Sivertsen, Winslow.

Total 7

HB 867, do pass. Report adopted.

4/4/81

HB 873, introduced bill, be amended as follows:

4/13/81

1. Page 1, line 24.

Strike: line 24 in its entirety

2. Page 1, line 22.

Strike: "\$15,000"

Insert: "\$20,000"

3. Page 1, line 22.

Following: "families"

Strike: "; and"

Insert: “.”

And, as amended, do pass. Report adopted.

HB 874, introduced bill, be amended as follows:

1. Page 1, line 13.

Following: “and the”

Strike: “president”

Insert: “committee on committees”

2. Page 2, line 22.

Following: “is”

Strike: “reappropriated”

Insert: “appropriated from the renewable resource development clearance fund account \$15,000”

3. Page 2, line 25.

Following: “committee”

Strike: remainder of section 4

Insert: “.”

And, as amended, do pass. Report adopted.

HUMAN SERVICES (Gould, Chairman):

4/11/81

SB 431, third reading copy, be amended as follows:

1. Statement of Intent, line 24.

Following: “The”

Insert: “Advisory”

Following: “Council”

Insert: “provided for in [section 4]”

2. Statement of Intent, page 2.

Following: line 11

Strike: lines 12 and 13 in their entirety

Insert: “Section 13 as amended authorizes the department of revenue to adopt rules for the collection of the litter assessment. Rules within legislative contemplation at this time would include an interpretation clarifying that operations in interstate commerce which congress has exempted from state taxation would not be taxed, and clarifying how the percentage of total gross sales which is sales of litter stream products shall be calculated. Any other terms or formulae employed in section 13 also are subject to further definition by departmental rules.”

3. Title, line 6.

Following: “PRODUCTS;”

Insert: “PROVIDING FOR A LITTER ASSESSMENT ON CERTAIN BUSINESSES;”

4. Page 2, line 13.

Following: “section”

Strike: “9”

Insert: “8”

5. Page 3, line 25.

Following: “and”

Strike: “increased”

Insert: “improved”

6. Page 4, line 1.

Following: “labor”



Insert: “,”

7. Page 6, line 23.

Following: “section”

Strike: “9”

Insert: “8”

8. Page 7, line 4.

Following: “chosen”

Insert: “to be”

9. Page 7, line 23.

Following: “[section 7]”

Insert: “; and

(c) perform other duties mandated by [this act]”

10. Page 9, line 15.

Following: “be”

Strike: “contrued”

Insert: “construed”

11. Page 10, lines 7 through 22.

Following: “(1)”

Strike: remainder of lines 7 through 22 in their entirety

Insert “Except as provided in subsection (4), all individuals, partnerships, estates, trusts, or corporations who sell either at wholesale or at retail any of the items listed in subsection (3) must file a return with the department of revenue on or before the 15th day of the fifth month following the close of its fiscal year, if the items of subsection (3) constitute at least 65% of total gross sales proceeds. The return must list the gross proceeds of all sales made and the gross proceeds attributable to the sale of items listed in subsection (3), and whatever additional information the department of revenue may require. A litter assessment equal to .015% of the gross proceeds from all sales must be remitted with the return. The penalty for failure to file the return and pay the litter assessment by such due date is 100% of the litter assessment due or \$100, whichever is less. In addition to the penalty, interest at an annual rate of 10% shall accrue on the unpaid litter assessment. All revenue from the litter assessment and all penalties and interest collected for failure to pay the litter assessment shall be deposited in the resource recycling account of the earmarked revenue fund.”

12. Page 10, line 23 through line 4 on page 11.

Strike: subsections (4) and (5) in their entirety

Insert: “(2) On April 15 of each year, beginning in 1982, the department of revenue shall:

(a) determine the gross proceeds from the sale of liquor and wine in state liquor stores during the immediately preceding calendar year;

(b) subtract liquor license and liquor excise taxes; and

(c) deposit .015% of the net proceeds in the resource recycling account of the earmarked revenue fund provided for in [section 8].”

Renumber: subsequent subsections

13. Page 11, line 6.

Following: “of”

Insert: “persons if at least 65% of their gross sales proceeds is derived from”

14. Page 11, line 11.

Following: "(e)"

Strike: "liquor,"

Following: "beverages,"

Insert: "and"

15. Page 11, line 13.

Following: "additives"

Strike: ".,"

Insert: ".,"

16. Page 11, lines 14 through 19.

Strike: lines 14 through 19 in their entirety

17. Page 11, line 20.

Following: "than"

Strike: "\$50,000"

Insert: "\$200,000"

18. Page 11, line 21.

Following: "subsection"

Strike: "(6)"

Insert: "(3)"

Following: "a"

Strike: "calendar"

Insert: "taxable"

19. Page 11, lines 23 and 24.

Strike: subsection (8) in its entirety

20. Page 11.

Following: line 24

Insert: "(5) The department of revenue may adopt rules to implement this section.

(6) The provisions of Title 15, chapters 1 and 2, govern audits, investigations, and appeals under [this act]."

21. Page 12, line 11.

Following: "section"

Strike: "12"

Insert: "11"

22. Page 12.

Following: line 18

Insert: "Section 17. Codification instruction. Section 13 is intended to be codified as a new chapter in Title 15, and the provisions of Title 15, chapters 1 and 2, apply to section 13.

Section 18. Appropriation. Money deposited in the resource recycling account provided for in section 8 is appropriated as follows for the biennium ending June 30, 1983:

To the department of revenue for administration of section 13 — \$50,000.

To the department of health and environmental sciences for administration of the remainder of this act — all other funds in the account."

Renumber: subsequent sections

23. Page 12, line 22.

Following: "1981"

Insert: “, except that section 13 is effective for taxable years beginning after December 31, 1980”

And, as amended, be concurred in. Report adopted.

JUDICIARY (Keyser, Chairman):

4/13/81

SB 485, third reading copy, be amended as follows:

1. Page 2, line 25.  
Following: “exceed”  
Strike: “\$750”  
Insert: “\$1,500”

2. Page 9, line 9.  
Following: “exceed”  
Strike: “\$750”  
Insert: “\$1,500”

3. Page 9, line 10.  
Following: “of”  
Strike: “\$750”  
Insert: “\$1,500”

And, as amended, be concurred in. Report adopted.

TAXATION (Nordtvedt, Chairman):

4/11/81

SB 126, third reading copy, be amended as follows:

1. Title, line 6.  
Following: “VEHICLES;”  
Insert: “TO CHANGE THE FUNDING ALLOCATIONS OF THE SCHOOL EQUALIZATION PROGRAM BY ALTERING CONTRIBUTIONS OF INCOME AND CORPORATE TAX; ELIMINATING THE PROPERTY TAX MILL LEVY ON CERTAIN VEHICLES FOR SCHOOL DISTRICT CONTRIBUTIONS TO THE SCHOOL EQUALIZATION PROGRAM AND THE UNIVERSITY LEVY;”

Following: “15-1-101”  
Strike: “AND”  
Insert: “, 15-1-501,”

2. Title, line 7.  
Following: “15-8-111,”  
Insert: “20-9-331, 20-9-333, AND 20-9-343,”  
Following: “MCA”  
Insert: “, AND SECTION 1, CHAPTER 582, LAWS OF 1979”

3. Page 3, line 25.  
Following: line 24  
Insert: “Section 2. Section 15-1-501, MCA, is amended to read:

“15-1-501. Disposition of moneys from certain designated license and other taxes. (1) The state treasurer shall deposit to the credit of the state general fund all moneys received by him from the collection of:

- (a) automobile driver's license fees under subsections (1) through (6) of 61-5-111;
- (b) electric energy producer's license taxes under chapter 51;
- (c) metalliferous mines license taxes under chapter 37;

- (d) oil and gas severance taxes allocated to the general fund under chapter 36;
- (e) liquor license taxes under Title 16;
- (f) telephone license taxes under chapter 53; and
- (g) inheritance and estate taxes under Title 72, chapter 16.

(2) ~~Seventy-five~~ Seventy-two percent of all moneys received from the collection of income taxes under chapter 30 and corporation license and income taxes under chapter 31, except as provided in 15-31-702, shall be deposited in the general fund subject to the prior pledge and appropriation of such income tax and corporation license tax collections for the payment of long-range building program bonds. The remaining ~~25%~~ 28% of the proceeds of the corporation license tax, excluding that allocated to the counties under 15-31-702, corporation income tax, and income tax shall be deposited to the credit of the earmarked revenue fund for state equalization aid to the public schools of Montana.

(3) The state treasurer shall also deposit to the credit of the state general fund all moneys received by him from the collection of license taxes, fees, and all net revenues and receipts from all other sources under the operation of the Montana Alcoholic Beverage Code.””

Renumber: subsequent sections

4. Page 6, line 5.

Following: line 4

Insert: “Section 4. Section 20-9-331, MCA, is amended to read:

“20-9-331. Basic county tax and other revenues for county equalization of the elementary district foundation program. (1) It shall be the duty of the county commissioners of each county to levy an annual basic tax of 25 mills on the dollars of the taxable value of all taxable property within the county, excluding vehicles and light trucks with a GVW capacity of three-quarter ton or less, for the purposes of local and state foundation program support. The revenue to be collected from this levy shall be apportioned to the support of the foundation programs of the elementary school districts in the county and to the earmarked revenue fund, state equalization aid account, in the following manner:

(a) In order to determine the amount of revenue raised by this levy which is retained by the county, the sum of the estimated revenues identified in subsections (2)(a) through (2)(f) below shall be subtracted from the sum of the county elementary transportation obligation and the total of the foundation programs of all elementary districts of the county.

(b) If the basic levy of 25 mills produces more revenue than is required to finance the difference determined above, the county commissioners shall order the county treasurer to remit the surplus funds to the state treasurer for deposit to the earmarked revenue fund, state equalization aid account, not later than June 1 of the fiscal year for which the levy has been set.

(2) The proceeds realized from the county's portion of the levy prescribed by this section and the revenues from the following sources shall be used for the equalization of the elementary district foundation programs of the county as prescribed in 20-9-334, and a



separate accounting shall be kept of such proceeds and revenues by the county treasurer in accordance with 20-9-212(1):

- (a) the portion of the federal forest reserve funds distributed to a county and designated for the common school fund under the provisions of 17-3-213;
- (b) the portion of the federal Taylor Grazing Act funds distributed to a county and designated for the common school fund under the provisions of 17-3-222;
- (c) the portion of the federal flood control act funds distributed to a county and designated for expenditure for the benefit of the county common schools under the provisions of 17-3-232;
- (d) all moneys which are paid into the county treasury as a result of fines for violations of law and the use of which is not otherwise specified by law;
- (e) any money remaining at the end of the immediately preceding school fiscal year in the county treasurer's account for the various sources of revenue established or referred to in this section; and
- (f) any federal or state moneys distributed to the county as payment in lieu of the property taxation established by the county levy required by this section."

Section 5. Section 20-9-333, MCA, is amended to read:

"20-9-333. Basic special levy and other revenues for county equalization of high school district foundation program. (1) It shall be the duty of the county commissioners of each county to levy an annual basic special tax for high schools of 15 mills on the dollar of the taxable value of all taxable property within the county, excluding vehicles and light trucks with a GVW capacity of three-quarter ton or less, for the purposes of local and state foundation program support. The revenue to be collected from this levy shall be apportioned to the support of the foundation programs of high school districts in the county and to the earmarked revenue fund, state equalization aid account, in the following manner:

(a) In order to determine the amount of revenue raised by this levy which is retained by the county, the estimated revenues identified in subsections (2)(a) and (2)(b) below shall be subtracted from the sum of the county's high school tuition obligation and the total of the foundation programs of all high school districts of the county.

(b) If the basic levy for 15 mills produces more revenue than is required to finance the difference determined above, the county commissioners shall order the county treasurer to remit the surplus to the state treasurer for deposit to the earmarked revenue fund, state equalization aid account, not later than June 1 of the fiscal year for which the levy has been set.

(2) The proceeds realized from the county's portion of the levy prescribed in this section and the revenues from the following sources shall be used for the equalization of the high school district foundation programs of the county as prescribed in 20-9-334, and a separate accounting shall be kept of these proceeds by the county treasurer in accordance with 20-9-212(1):

- (a) any money remaining at the end of the immediately preceding school fiscal year in the county treasurer's account for deposit of the proceeds from the levy established in this section; and

(b) any federal or state moneys distributed to the county as a payment in lieu of the property taxation established by the county levy required by this section.”

Section 6. Section 20-9-343, MCA, is amended to read:

“20-9-343. Definition of and revenue for state equalization aid. (1) As used in this title, the term “state equalization aid” means those moneys deposited in the earmarked revenue fund as required in this section plus any legislative appropriation of moneys from other sources for distribution to the public schools for the purpose of equalization of the foundation program.

(2) The following shall be paid into the earmarked revenue fund for state equalization aid to public schools of the state:

(a) ~~25%~~ 28% of all moneys received from the collection of income taxes under chapter 30 of Title 15;

(b) ~~25%~~ 28% of all moneys, except as provided in 15-31-702, received from the collection of corporation license taxes under chapter 31 of Title 15, as provided by 15-1-501;

(c) 10% of the moneys received from the collection of the severance tax on coal under chapter 35 of Title 15;

(d) 62 ½ % of the moneys received from the treasurer of the United States as the state's shares of oil, gas, and other mineral royalties under the federal Mineral Lands Leasing Act, as amended;

(e) interest and income moneys described in 20-9-341 and 20-9-342;

(f) income from the local impact and education trust fund account; and

(g) in addition to these revenues, the surplus revenues collected by the counties for foundation program support according to 20-9-331 and 20-9-333 shall be paid into the same earmarked revenue fund.”

Section 7. Section 1, Chapter 582, Laws of 1979, is amended to read:

“Section 1. Tax levy for the university system. There is levied upon the taxable value of all real and personal property in the state of Montana, subject to taxation, excluding vehicles and light trucks with a GVW capacity of three-quarter ton or less, 6 mills or so much thereof as is necessary to raise the amount appropriated by the legislature from the earmarked revenue fund for the support, maintenance, and improvement of the Montana university system and other public educational institutions subject to board of regents' supervision, as provided in referendum measure No. 75 passed by vote of the people at the general election held November 7, 1978; and the funds raised therefrom shall be deposited in the earmarked revenue fund.”

And, as amended, be concurred in. Report adopted.

SB 269, third reading copy, be amended as follows:

1. Page 5, line 25 through line 10 on page 6.

Following: “involved,” on line 25

Strike: remainder of line 25 through line 10 on page 6

Insert: "in either a single payment or in not more than five consecutive annual installments."

And, as amended, be concurred in. Report adopted.

### REPORTS OF SELECT COMMITTEES

#### CONFERENCE COMMITTEE ON SENATE AMENDMENTS TO HOUSE BILL NO. 135 Report No. 1, April 11, 1981

Mr. President and Speaker of the House:

We, your Conference Committee on House Bill No. 135, met April 11, 1981, and considered:

Senate Committee on State Administration amendments to the third reading copy, dated March 20, 1981; and

Senate Committee of the Whole amendments to the third reading copy, dated March 24, 1981.

We recommend that:

The Senate recede from Committee of the Whole amendments no. 1 through 3; and the House accede to Senate Committee on State Administration amendments no. 1 through 3.

The reference copy of House Bill No. 135 read as specified in the clerical instructions.

The Conference Committee Report on House Bill No. 135 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Title, line 5.

Following: "SYSTEM"

Strike: "AND QUALIFIED MEMBERS OF THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM"

2. Page 1, line 12.

Following: "schools."

Strike: "(1)"

3. Page 2, lines 14 through 22.

Following: line 13

Strike: subsection (2)

FOR THE HOUSE:

Hanson  
Mueller  
Kennerly

FOR THE SENATE:

B. Brown  
Hammond  
Regan

#### CONFERENCE COMMITTEE ON SENATE AMENDMENTS TO HOUSE BILL NO. 161 Report No. 1, April 10, 1981

Mr. President and Speaker of the House:

We, your Conference Committee on Senate Amendments to House Bill No. 161, met April 10, 1981, and considered:

Senate Committee on State Administration amendments to the third reading copy, dated March 25, 1981.

We recommend that:

The Senate recede from Committee amendments no. 1 through 8.

The Senate recede from Committee amendments no. 1 and 2 to the Statement of Intent.

The reference copy of House Bill No. 161 read as specified in the clerical instructions.

The Conference Committee Report on House Bill No. 161 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Statement of Intent, page 1, lines 16 and 17.

Following: "~~government~~"

Strike: "THE DEPARTMENT OF HIGHWAYS"

Insert: "state government"

2. Statement of Intent, page 2, line 23 through line 1 on page 3.

Following: line 22

Strike: remainder of subsection (12)

3. Title, line 6.

Following: "STATEWIDE"

Strike: "PILOT"

Insert: "STATEWIDE"

4. Title, line 7.

Following: "PROGRAM"

Strike: "IN THE DEPARTMENT OF HIGHWAYS"

5. Title, lines 8 and 9.

Following: "PROPOSALS"

Strike: "AND PROVIDING A TERMINATION DATE"

6. Page 1, line 16 through line 1 on page 5.

Strike: all underlined material

Insert: all stricken material

#### FOR THE HOUSE:

Gould  
Dussault  
Winslow

#### FOR THE SENATE:

Johnson  
Kolstad  
Towe

#### CONFERENCE COMMITTEE ON HOUSE AMENDMENTS TO SENATE BILL NO. 152 Report No. 1, April 11, 1981

Mr. President and Speaker of the House:

We, your Conference Committee on Senate Bill No. 152, met April 11, 1981, and considered:

House Committee on Local Government amendments to the third reading copy, dated March 25, 1981; and

House Committee of the Whole amendments to the third reading copy, dated March 28, 1981.

We recommend that:

The House recede from Committee of the Whole amendment no. 1; and the Senate accede to Standing Committee amendments no. 1 and 2.

The reference copy of Senate Bill No. 152 read as specified in the clerical instructions.



The Conference Committee Report on Senate Bill No. 152 be adopted.

**CLERICAL INSTRUCTIONS:**

1. Page 1, lines 23 and 24.

Following: "system"

Strike: "INSTALLED AFTER JULY 1, 1981,"

**FOR THE HOUSE:**

Hannah  
Dussault  
Sales

**FOR THE SENATE:**

Elliott  
Mazurek  
Keating

**MESSAGES FROM THE GOVERNOR**

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

April 11, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 788, 797.

Sincerely,

TED SCHWINDEN  
Governor

**MESSAGES FROM THE OTHER HOUSE**

The Senate, on 4/10/81, reconsidered the adoption of the Free Conference Committee Report on Senate Amendments to House Bill No. 642 and appointed a Free Conference Committee to meet with a like committee from the House to confer on Senate Amendments to House Bill No. 642.

The President appointed the following members:

Senator Elliott, Chairman  
Senator B. Brown  
Senator Jacobson

The Senate, on 4/11/81, acceded to the request of the House of Representatives and appointed a Conference Committee to meet with a like committee from the House to confer on House Bill No. 692.

The President appointed the following members:

Senator Kolstad, Chairman  
Senator Lee  
Senator Boylan

The Senate, on 4/11/81, acceded to the request of the House of Representatives and appointed a Free Conference Committee to meet with a like committee from the House to confer on House Bill No. 713.

The President appointed the following members:

Senator Crippen, Chairman  
Senator Turnage

Senator Mazurek

The Senate, on 4/11/81, acceded to the request of the House of Representatives and appointed a Free Conference Committee to meet with a like committee from the House to confer on House Bill No. 200.

The President appointed the following members:

Senator Smith, Chairman  
Senator Severson  
Senator Boylan

The Senate, on 4/11/81, acceded to the request of the House of Representatives and appointed a Free Conference Committee to meet with a like committee from the House to confer on House Bill No. 488.

The President appointed the following members:

Senator Aklestad, Chairman  
Senator Kolstad  
Senator Conover

The Senate, on 4/11/81, acceded to the request of the House of Representatives and appointed a Conference Committee to meet with a like committee from the House to confer on House Bill No. 558.

The President appointed the following members:

Senator McCallum, Chairman  
Senator Hammond  
Senator Van Valkenburg

The Senate, on 4/11/81, failed to concur in House Amendments to Senate Bill No. 320 and appointed a Free Conference Committee and requested that the House of Representatives appoint a like committee to confer on House Amendments to Senate Bill No. 320.

The President appointed the following members:

Senator Hager, Chairman  
Senator Halligan  
Senator Conover

The Senate, on 4/11/81, failed to concur in House Amendments to Senate Bill No. 298 and appointed a Free Conference Committee and requested that the House of Representatives appoint a like committee to confer on House Amendments to Senate Bill No. 298.

The President appointed the following members:

Senator Hazelbaker, Chairman  
Senator Turnage  
Senator Blaylock

The Senate, on 4/11/81, failed to concur in House Amendments to Senate Bill No. 238 and appointed a Conference Committee and requested that the House of Representatives appoint a like committee to confer on House Amendments to Senate Bill No. 238.

The President appointed the following members:

Senator Story, Chairman  
Senator Mazurek  
Senator Towe

The Senate, on 4/11/81, failed to concur in House Amendments to Senate Bill No. 129 and appointed a Conference Committee and requested that the House of Representatives appoint a like committee to confer on House Amendments to Senate Bill No. 129.

The President appointed the following members:

Senator Hager, Chairman  
Senator Turnage  
Senator Norman

The Senate, on 4/11/81, failed to concur in House Amendments to Senate Bill No. 286 and appointed a Conference Committee and requested that the House of Representatives appoint a like committee to confer on House Amendments to Senate Bill No. 286.

The President appointed the following members:

Senator Anderson, Chairman  
Senator O'Hara  
Senator Van Valkenburg

The Senate, on 4/11/81, failed to concur in House Amendments to Senate Bill No. 325 and appointed a Conference Committee and requested that the House of Representatives appoint a like committee to confer on House Amendments to Senate Bill No. 325.

The President appointed the following members:

Senator Stephens, Chairman  
Senator Kolstad  
Senator Ryan

The Senate, on 4/11/81, failed to concur in House Amendments to Senate Bill No. 352 and appointed a Conference Committee and requested that the House of Representatives appoint a like committee to confer on House Amendments to Senate Bill No. 352.

The President appointed the following members:

Senator Goodover, Chairman  
Senator Olson  
Senator Blaylock

The Senate, on 4/11/81, failed to concur in House Amendments to Senate Bill No. 483 and appointed a Conference Committee and requested that the House of Representatives appoint a like committee to confer on House Amendments to Senate Bill No. 483.

The President appointed the following members:

Senator B. Brown, Chairman  
Senator Turnage  
Senator Norman

The Senate, on 4/11/81, failed to concur in House Amendments to Senate Bill No. 452 and appointed a Conference Committee and requested that the House of Representatives appoint a like committee to confer on House Amendments to Senate Bill No. 452.

The President appointed the following members:

Senator Himsl, Chairman  
Senator Halligan

Senator S. Brown

The Senate, on 4/11/81, failed to concur in House Amendments to Senate Bill No. 399 and appointed a Conference Committee and requested that the House of Representatives appoint a like committee to confer on House Amendments to Senate Bill No. 399.

The President appointed the following members:

Senator Manley, Chairman  
Senator Elliott  
Senator Turnage

The Senate, on 4/11/81, failed to concur in House Amendments to Senate Bill No. 376 and appointed a Conference Committee and requested that the House of Representatives appoint a like committee to confer on House Amendments to Senate Bill No. 376.

The President appointed the following members:

Senator Dover, Chairman  
Senator Keating  
Senator S. Brown

Senate Joint Resolution passed as amended and transmitted to the House for concurrence: 4/11/81

Senate Joint Resolution No. 34, introduced by Senate Public Health Committee, Hager, Chairman

House Bills and House Joint Resolution concurred in and returned to the House: 4/11/81

House Bill No. 560, introduced by Lund

House Bill No. 617, introduced by Roth

House Bill No. 837, introduced by Bardanouve

House Bill No. 853, introduced by Shontz, Lory, Keating, et al.

House Joint Resolution No. 54, introduced by Underdal, Conroy, Kanduch, et al.

House Amendments to Senate Bills and Senate Joint Resolution concurred in: 4/11/81

House Amendments to Senate Bill No. 96, introduced by Van Valkenburg

House Amendments to Senate Bill No. 107, introduced by McCallum

House Amendments to Senate Bill No. 115, introduced by McCallum, Stobie

House Amendments to Senate Bill No. 139, introduced by Dover, Thomas, M. Anderson, Hafferman

House Amendments to Senate Bill No. 270, introduced by Ryan

House Amendments to Senate Bill No. 272, introduced by Mazurek, Turnage, S. Brown, et al.

House Amendments to Senate Bill No. 287, introduced by Manley, Conroy, Graham, Galt

House Amendments to Senate Bill No. 288, introduced by S. Brown



House Amendments to Senate Bill No. 300, introduced by Kolstad, Lee, Goodover, et al.

House Amendments to Senate Bill No. 305, introduced by Senate Rules Committee

House Amendments to Senate Bill No. 335, introduced by Hazelbaker

House Amendments to Senate Bill No. 347, introduced by Galt, Turnage, Boylan, Roth

House Amendments to Senate Bill No. 362, introduced by Van Valkenburg

House Amendments to Senate Bill No. 381, introduced by Stephens, Turnage, Smith, Kolstad

House Amendments to Senate Bill No. 442, introduced by S. Brown, Himsl

House Amendments to Senate Bill No. 449, introduced by Turnage, Himsl, Bardanouve

House Amendments to Senate Bill No. 458, introduced by Blaylock, B. Brown

House Amendments to Senate Bill No. 463, introduced by S. Brown, Himsl

House Amendments to Senate Bill No. 475, introduced by Mazurek

House Amendments to Senate Bill No. 479, introduced by Crippen, S. Brown

House Amendments to Senate Bill No. 480, introduced by Healy, Haffey, Stimatz

House Amendments to Senate Joint Resolution No. 2, introduced by Van Valkenburg

Governor's Amendments to Senate Bills concurred in and transmitted to the House for concurrence in Governor's Amendments: 4/11/81

Governor's Amendments to Senate Bill No. 267, introduced by Mazurek

Governor's Amendments to Senate Bill No. 461, introduced by Senate Taxation Committee

House Bills and House Joint Resolution concurred in as amended and returned to the House for concurrence in Senate Amendments: 4/11/81

House Bill No. 217, introduced by Menahan, Haffey, Ryan, et al.

House Bill No. 542, introduced by Ellison, McLane, Burnett, et al.

House Bill No. 653, introduced by Nordtvedt, Sales, et al.

House Bill No. 801, introduced by Lund

House Joint Resolution No. 58, introduced by Nordtvedt, Sales, Ellerd, et al.

House Bills concurred in and returned to the House: 4/11/81

House Bill No. 307, introduced by Yardley

House Bill No. 675, introduced by Harper

House Bill No. 800, introduced by Waldron, Regan, Curtiss, et al.

House Bill No. 832, introduced by Donaldson

### **MOTIONS**

Representative Moore moved that consideration on HB 261, HB 460, HB 478, HB 563, HB 603, HB 666, HB 841, HB 847, HB 871, and HB 872 be passed until the 83rd legislative day. Motion carried.

Representative Nordtvedt moved that SB 30 be placed at the top of the Second Reading board. Motion carried.

Representative Vincent moved that consideration on HB 429 be passed until the 85th legislative day. Motion carried.

Representative Fagg moved that the Speaker be authorized to appoint a Free Conference Committee on SB 298. Motion carried.

Representative Fagg moved that the 24-hour rule be suspended to allow HB 862 and HJR 67 to be placed on Second Reading this day. Motion carried.

Representative Fagg moved that consideration on SB 126 be passed until the 84th legislative day. Motion carried.

Representative Bennett moved that HB 642 be placed at the top of the Second Reading board. Motion carried.

Representative Matsko moved that the Conference Committee on HB 558 be dissolved and that the Speaker be authorized to appoint the Conference Committee that met on SB 50 as a new Conference Committee on HB 558. Motion carried.

Representative Schultz moved that HB 862 be passed to the bottom of the Second Reading board. Motion carried.

Representative Burnett moved that consideration on SB 163 be passed until the 83rd legislative day. Motion carried.

### **FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS**

The following Senate bill was introduced, read first time and referred to committee:

SJR 34, introduced by Senate Public Health Committee. Referred to Committee on Human Services.

### **SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Andreason in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representatives Ellison and O'Hara present at this time.

Representative Bennett moved that the Free Conference Committee Report on HB 642 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harrington, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Manuel, Matsko, McBride, McLane, Menahan, Moore, Mueller, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 72

Noes: Brand, Harper, Hart, Huennekens, Metcalf, Yardley.

Total 6

Excused: Daily, Fabrega, Hemstad, Kropp, Manning, Meyer, Neuman, Nilson, O'Connell, Pavlovich, Quilici, Teague.

Total 12

Absent or not voting: Azzara, Bergene, Burnett, Ellison, Fagg, Keyser, Lund, Marks, Shontz, Winslow.

Total 10

Representative Bennett excused at this time.

Representative Nordtvedt moved that SB 30 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Nordtvedt, Oberg, O'Hara, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Pistoria.

Total 1

Excused: Bennett, Daily, Fabrega, Hemstad, Kropp, Manning, Meyer, Neuman, Nilson, O'Connell, Pavlovich, Quilici, Teague.

Total 13

Absent or not voting: Bergene, Fagg, Feda, Lund, Marks.

Total 5

That HJR 65 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lory, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Oberg, O'Hara, Phillips, Pistoria, Roth, Roush, Schultz, Shontz, Sivertsen, Spilker, Switzer, Thoft, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 70

Noes: Asay, Ryan, Sales, Seifert, Smith, Stobie, Underdal, Wallin.  
Total 8

Excused: Bennett, Daily, Fabrega, Hemstad, Kropp, Manning, Meyer, Neuman, Nilson, O'Connell, Pavlovich, Quilici, Teague.  
Total 13

Absent or not voting: Bergene, Devlin, Fagg, Hannah, Kessler, Lund, Nordtvedt, Robbins, Shelden.  
Total 9

Representative Seifert moved that the Conference Committee Report on SB 33 be adopted. Representative Huennekens made a substitute motion that the Conference Committee Report on SB 33 be rejected. Motion carried by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bengtson, Bertelsen, Brand, Brown, Dussault, Ellison, Fagg, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manuel, McBride, Menahan, Metcalf, Nordtvedt, Oberg, Robbins, Roth, Roush, Shontz, Vincent, Waldron, Williams, Yardley, Zabrocki.  
Total 40

Noes: Anderson, Andreason, Asay, Briggs, Conn, Conroy, Curtiss, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fedas, Gould, Hannah, Jensen, Lory, Marks, Matsko, McLane, Moore, Mueller, O'Hara, Phillips, Pistoria, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.  
Total 39

Excused: Bennett, Daily, Fabrega, Hemstad, Kropp, Manning, Meyer, Neuman, Nilson, O'Connell, Pavlovich, Quilici, Teague.  
Total 13

Absent or not voting: Bergene, Burnett, Cozzens, Devlin, Harp, Hurwitz, Lund, Shelden.  
Total 8

That the Committee rise and report and beg leave to sit again. (Andreason, Chairman). Report adopted. (73-5)

### MOTIONS

Representative Huennekens moved that the Conference Committee on SB 33 be dissolved and that the Speaker be authorized to appoint a new Conference Committee. Motion carried. (45-34)

Representative Fagg moved that the Speaker be authorized to appoint a Free Conference Committee on House Amendments to Senate Bill 320. Motion carried.

Representative Fagg moved that the Speaker be authorized to appoint Conference Committees on SB 129, SB 238, SB 286, SB 325, SB 352, SB 376, SB 399, SB 452, and SB 483. Motion carried.

Representative Fagg moved that the rules be suspended to allow all bills passing Second Reading today to be placed on Third Reading this same day. Motion carried.

Representative Fagg moved that the House stand in recess until 2:00 p.m. Motion carried.

House recessed at 12:10 p.m.



House reconvened at 2:25 p.m.

**SECOND READING OF BILLS  
(COMMITTEE OF THE WHOLE)**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative Andreason in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representatives Cozzens, Devlin, and Hurwitz excused at this time.

Representative Moore moved that consideration on SB 208 be passed for the day. Motion carried.

Representative Williams moved that SB 207, third reading copy, be amended as follows:

1. Title, line 8.

Following: "THE"

Insert: "PRINCIPAL OF THE"

2. Title, line 9.

Following: line 8

Strike: "INCOME EARNINGS"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Brown, Conn, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Lory, Lund, Manuel, Marks, Matsko, McBride, McLane, Menahan, Moore, Mueller, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Robbins, Sales, Schultz, Seifert, Sheldon, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 61

Noes: Asay, Conroy, Feda, Harper, Metcalf, Roush, Shontz, Vinger, Wallin.

Total 9

Excused: Bennett, Cozzens, Daily, Devlin, Fabrega, Hemstad, Hurwitz, Kropp, Manning, Meyer, Neuman, Nilson, O'Connell, Pavlovich, Quilici, Teague.

Total 16

Absent or not voting: Bengtson, Bergene, Bertelsen, Brand, Briggs, Burnett, Curtiss, Ellison, Fagg, Gould, Kitselman, Roth, Ryan, Stobie.

Total 14

Representatives Cozzens and Neuman present at this time.

Representative Marks excused at this time.

Representative Williams moved that SB 207, as amended, be concurred in. Representative Moore made a substitute motion that SB 207, as amended, be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nordtvedt, Oberg, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.  
Total 79

Noes: Brand, Sales, Williams.  
Total 3

Paired: Marks, Aye; Williams, No.

Excused: Bennett, Daily, Devlin, Fabrega, Hemstad, Hurwitz, Kropp, Manning, Meyer, Nilson, O'Connell, Pavlovich, Quilici, Teague.  
Total 14

Absent or not voting: Dozier, Fagg, Harrington, O'Hara.  
Total 4

Representative Brown excused at this time.

Representatives Devlin, Hurwitz, Marks, and Nilson present at this time.

Representative Roth moved that the Free Conference Committee Report on SB 243 be adopted. Representative Curtiss made a substitute motion that the Free Conference Committee Report on SB 243 be rejected. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Nilson, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Robbins, Roush, Ryan, Shontz, Sivertsen, Stobie, Switzer, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 66

Noes: Briggs, Brown, Conroy, Ellerd, Feda, Huennekens, Hurwitz, Iverson, Moore, Mueller, Neuman, Roth, Sales, Schultz, Seifert, Shelden, Smith, Spilker, Thoft, Vinger.  
Total 20

Paired: Menahan, Aye; Brown, No.

Excused: Bennett, Daily, Fabrega, Hemstad, Kropp, Manning, Meyer, O'Connell, Pavlovich, Quilici, Teague.  
Total 11

Absent or not voting: Bardanouve, Brand, Matsko.  
Total 3

Representative Nordtvedt moved that consideration on SJR 26 be passed for the day. Motion carried.

Representatives Manning, Meyer, and Teague present at this time.

Representative Kitselman excused at this time.

That HB 862 do pass. Motion failed by the following vote:

Ayes: Abrams, Asay, Azzara, Bergene, Bertelsen, Conn, Dozier, Eudaily, Gould, Hanson, Harrington, Hart, Holliday, Huennekens, Kennerly, Kessler, Lory, Lund, Manning, Matsko, McBride, Mueller, Nilson, Oberg, Pistoria, Robbins, Roush, Sivertsen, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 34

Noes: Anderson, Andreason, Bengtson, Briggs, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ernst, Fagg, Fedá, Hannah, Harp, Harper, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Keyser, Manuel, Marks, Menahan, Metcalf, Meyer, Moore, Neuman, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thofo, Underdal, Vincent, Winslow.

Total 51

Excused: Bennett, Brown, Daily, Fabrega, Hemstad, Kitselman, Kropp, O'Connell, Pavlovich, Quilici.

Total 10

Absent or not voting: Bardanouve, Brand, Ellison, Kanduch, McLane.

Total 5

That HB 862 do not pass by the following vote:

Ayes: Anderson, Andreason, Asay, Bengtson, Bertelsen, Briggs, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Fagg, Fedá, Hannah, Harp, Harper, Holliday, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kessler, Keyser, Manning, Manuel, Marks, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, O'Hara, Phillips, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thofo, Underdal, Vincent, Winslow.

Total 60

Noes: Abrams, Azzara, Bergene, Conn, Dozier, Eudaily, Gould, Hanson, Harrington, Hart, Huennekens, Kennerly, Lory, Lund, McBride, Mueller, Oberg, Pistoria, Robbins, Sivertsen, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 26

Excused: Bennett, Brown, Daily, Fabrega, Hemstad, Kitselman, Kropp, O'Connell, Pavlovich, Quilici.

Total 10

Absent or not voting: Bardanouve, Brand, Hurwitz, Kanduch.

Total 4

Representative Fagg moved that consideration on HB 868 be passed for the day. Motion carried.

Representative Fabrega present at this time.

Representatives Keedy and Keyser excused at this time.

That HJR 67 do pass by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bergene, Bertelsen, Briggs, Conn, Conroy, Cozzens, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kemmis, Kennerly, Kessler, Lory, Manning, Manuel, Matsko,



McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, Phillips, Pistoria, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 70

Noes: McBride, Stobie.

Total 2

Excused: Bennett, Brown, Daily, Hemstad, Keedy, Keyser, Kitselman, Kropp, O'Connell, Pavlovich, Quilici.

Total 11

Absent or not voting: Anderson, Bardanouve, Bengtson, Brand, Burnett, Curtiss, Devlin, Hannah, Kanduch, Lund, Marks, Nilson, O'Hara, Robbins, Shelden, Shontz, Yardley.

Total 17

Representative Oberg moved that SJR 10 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Conn, Conroy, Curtiss, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kemmis, Kennerly, Kessler, Lory, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Hara, Phillips, Pistoria, Roush, Sales, Shelden, Sivertsen, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 62

Noes: Briggs, Burnett, Cozzens, Hannah, Harp, Mueller, Nordtvedt, Roth, Ryan, Schultz, Seifert, Smith, Spilker, Stobie, Vinger.

Total 15

Excused: Bennett, Brown, Daily, Hemstad, Keedy, Keyser, Kitselman, Kropp, O'Connell, Pavlovich, Quilici.

Total 11

Absent or not voting: Anderson, Bengtson, Brand, Devlin, Kanduch, Lund, Manning, Meyer, Moore, Robbins, Shontz, Winslow.

Total 12

Representative Iverson in the Chair.

Representative Dussault excused at this time.

Representative Roth moved that SB 17, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kemmis, Kennerly, Kessler, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 80

Noes: None.



Total 0

Excused: Bennett, Brown, Daily, Dussault, Hemstad, Keedy, Keyser, Kitselman, Kropp, O'Connell, Pavlovich, Quilici.

Total 12

Absent or not voting: Bengtson, Brand, Devlin, Kanduch, Moore, Nilson, Robbins, Teague.

Total 8

Representatives Andreason and O'Hara excused at this time.

Representative Harrington moved that SB 19, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nordtvedt, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 75

Noes: Neuman.

Total 1

Excused: Andreason, Bennett, Brown, Daily, Dussault, Hemstad, Keedy, Keyser, Kitselman, Kropp, O'Connell, O'Hara, Pavlovich, Quilici.

Total 14

Absent or not voting: Anderson, Azzara, Brand, Devlin, Fagg, Lory, Moore, Nilson, Oberg, Winslow.

Total 10

Representatives Metcalf and Spilker excused at this time.

Representative Underdal moved that SB 77, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Curtiss, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 78

Noes: Ellison, Harp.

Total 2

Excused: Andreason, Bennett, Brown, Daily, Dussault, Hemstad, Keedy, Keyser, Kitselman, Kropp, Metcalf, O'Connell, O'Hara, Pavlovich, Quilici, Spilker.

Total 16

Absent or not voting: Anderson, Cozzens, Devlin, Oberg.

Total 4

Representative Dozier moved that SB 102, third reading copy, be amended as follows:

1. Title, line 8.

Following: "15-6-134"

Strike: ", "

Insert: "AND"

2. Title, line 9.

Following: "15-6-135"

Strike: ", AND 15-6-211"

3. Page 6, line 14 through line 9 on page 7.

Strike: section 3 in its entirety

Amendment passed by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Burnett, Conn, Conroy, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, Phillips, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 71

Noes: Hannah, Sales, Seifert, Smith.

Total 4

Excused: Andreason, Bennett, Brown, Daily, Dussault, Hemstad, Keedy, Keyser, Kitselman, Kropp, Metcalf, O'Connell, O'Hara, Pavlovich, Quilici, Spilker.

Total 16

Absent or not voting: Anderson, Asay, Briggs, Cozzens, Ellison, Fagg, Nilson, Pistoria, Winslow.

Total 9

Representatives Brown, Metcalf, and Spilker present at this time.

Representative Williams moved that SB 102, as amended, be concurred in. Representative Huennekens made a substitute motion that SB 102, as amended, be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Brown, Conroy, Devlin, Donaldson, Ellerd, Ellison, Fabrega, Fagg, Fedra, Harper, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Kemmis, Kessler, Lory, Lund, Manuel, Marks, Matsko, Menahan, Metcalf, Meyer, Mueller, Neuman, Oberg, Pistoria, Roth, Roush, Ryan, Sales, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 59

Noes: Briggs, Burnett, Conn, Dozier, Gould, Hannah, Hanson, Harp, Harrington, Jacobsen, Kennerly, Manning, McBride, McLane, Moore, Nilson, Nordtvedt, Phillips, Robbins, Seifert, Shontz, Teague.

Total 22

Excused: Andreason, Bennett, Daily, Dussault, Hemstad, Keedy, Keyser, Kitselman, Kropp, O'Connell, O'Hara, Pavlovich, Quilici.

Total 13

Absent or not voting: Cozzens, Curtiss, Ernst, Eudaily, Hart, Schultz.

Total 6

Representatives Daily and Pavlovich present at this time.

Representative Nordtvedt moved that SB 160 be concurred in. Motion failed by the following vote:

Ayes: Brown, Burnett, Ellerd, Jensen, Moore, Nordtvedt, Roth, Wallin.

Total 8

Noes: Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki.

Total 75

Excused: Andreason, Bennett, Dussault, Hemstad, Keedy, Keyser, Kitselman, Kropp, O'Connell, O'Hara, Quilici.

Total 11

Absent or not voting: Abrams, Brand, Cozzens, Fabrega, Sivertsen, Winslow.

Total 6

Representative Fagg moved that SB 160 be not concurred in. Motion carried by the following vote:

Ayes: Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 78

Noes: Brown, Burnett, Ellerd, Jensen, Moore.

Total 5

Excused: Andreason, Bennett, Dussault, Hemstad, Keedy, Keyser, Kitselman, Kropp, O'Connell, O'Hara, Quilici.

Total 11

Absent or not voting: Abrams, Brand, Cozzens, Fabrega, Hurwitz, Winslow.

Total 6

That the Committee rise and report. (Iverson, Chairman). Representative Iverson moved the adoption of the Committee of the



Whole Report. Representative Williams made a substitute motion to segregate SB 207 from the committee report. Motion failed. (25-59) The Committee of the Whole Report adopted. (86-3)

### MOTIONS

Representatives Hemstad and Quilici present at this time.

Representative Fagg moved that the Free Conference Committee on SB 243 be dissolved and that the Speaker be authorized to appoint a new Free Conference Committee on SB 243. Motion carried.

Representative Fagg moved that the rules be suspended for the drafting and introduction of a House joint resolution dealing with the Department of Revenue and property reappraisal. Motion failed by the following vote:

Ayes: Anderson, Asay, Azzara, Bardanouve, Bergene, Brand, Brown, Conn, Conroy, Daily, Ellison, Fabrega, Fagg, Feda, Gould, Hannah, Harp, Harrington, Holliday, Hurwitz, Jensen, Kemmis, Kessler, Manning, McBride, Menahan, Meyer, Moore, Pavlovich, Phillips, Quilici, Roush, Schultz, Seifert, Shelden, Smith, Spilker, Teague, Thoft, Underdal, Vincent, Wallin, Winslow.

Total 43

Noes: Abrams, Bengtson, Bertelsen, Briggs, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Hanson, Harper, Hart, Hemstad, Huennekens, Iverson, Jacobsen, Kanduch, Kennerly, Lory, Manuel, McLane, Metcalf, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pistoria, Robbins, Roth, Ryan, Sales, Shontz, Sivertsen, Stobie, Switzer, Vinger, Waldron, Williams, Yardley, Zabrocki.

Total 43

Excused: Andreason, Bennett, Dussault, Keedy, Keyser, Kitselman, Kropp, O'Connell, O'Hara.

Total 9

Absent or not voting: Burnett, Cozzens, Lund, Matsko, Mr. Speaker.

Total 5

Representatives Bertelsen and Harp excused at this time.

Representatives Keedy, Keyser, and Kitselman present at this time.

Representative Fagg moved that the rules be suspended for the drafting and introduction of a bill dealing with the financing of local government. Motion failed, with less than a two-thirds majority vote, as follows:

Ayes: Anderson, Asay, Azzara, Bergene, Briggs, Brown, Conn, Conroy, Daily, Donaldson, Dozier, Ellerd, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jensen, Kanduch, Keedy, Kemmis, Kessler, Kitselman, Lory, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, Pavlovich, Phillips, Quilici, Robbins, Roush, Schultz, Seifert, Shelden, Teague, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 58

Noes: Abrams, Bardanouve, Brand, Burnett, Cozzens, Curtiss, Ellison, Ernst, Hannah, Hurwitz, Iverson, Jacobsen, Kennerly, Keyser, Matsko, McLane, Neuman, Nordtvedt, Pistoria, Roth, Ryan, Sales, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Winslow.

Total 30



Excused: Andreason, Bennett, Bertelsen, Dussault, Harp, Kropp, O'Connell, O'Hara.

Total 8

Absent or not voting: Bengtson, Devlin, Lund, Shontz.

Total 4

Representative Keyser moved that the Free Conference Committee on HB 240 be dissolved and that the Speaker be authorized to appoint a new Free Conference Committee on HB 240. Motion carried.

Representative Fabrega moved that the Free Conference Committee on HB 713 be dissolved and that no further action be taken on the bill. Motion carried.

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Representative Andreason present at this time.

Free Conference Committee Report on House Bill No. 642 was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 84

Noes: Brand, Harper, Huennekens, Shelden, Waldron, Yardley.

Total 6

Excused: Bennett, Bertelsen, Dussault, Harp, Kropp, O'Connell, O'Hara.

Total 7

Absent or not voting: Bardanouve, Devlin, Dozier.

Total 3

Representative Dussault present at this time.

House Joint Resolution No. 65 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Asay, Ellerd, Fedra, Ryan, Sales, Seifert, Smith, Stobie, Wallin.  
Total 9

Excused: Bennett, Bertelsen, Harp, Kropp, O'Connell, O'Hara.  
Total 6

Absent or not voting: Devlin.  
Total 1

House Joint Resolution No. 67 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 89

Noes: Brand, Burnett, Jensen, McBride.  
Total 4

Excused: Bennett, Bertelsen, Harp, Kropp, O'Connell, O'Hara.  
Total 6

Absent or not voting: Devlin.  
Total 1

Senate Joint Resolution No. 10 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Shelden, Shontz, Sivertsen, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 85

Noes: Curtiss, Hannah, Mueller, Nordtvedt, Ryan, Schultz, Seifert, Smith, Spilker.  
Total 9

Excused: Bennett, Bertelsen, Harp, Kropp, O'Connell, O'Hara.  
Total 6

Absent or not voting: None.  
Total 0

Senate Bill No. 17, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens,

Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Bennett, Bertelsen, Harp, Kropp, O'Connell, O'Hara.

Total 6

Absent or not voting: None.

Total 0

Senate Bill No. 19, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Neuman.

Total 1

Excused: Bennett, Bertelsen, Harp, Kropp, O'Connell, O'Hara.

Total 6

Absent or not voting: Azzara.

Total 1

Senate Bill No. 30 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93



Noes: Pistoria.  
Total 1

Excused: Bennett, Bertelsen, Harp, Kropp, O'Connell, O'Hara.  
Total 6

Absent or not voting: None.  
Total 0

Senate Bill No. 77, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sheldon, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 92

Noes: Brand.  
Total 1

Excused: Bennett, Bertelsen, Harp, Kropp, O'Connell, O'Hara.  
Total 6

Absent or not voting: Devlin.  
Total 1

### UNFINISHED BUSINESS

The Speaker appointed the following new Free Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 243:

Curtiss, Chairman  
Asay  
Shontz

The Speaker appointed the following new Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 558:

Sales, Chairman  
Vinger  
Dussault

The Speaker appointed the following new Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 240:

Bennett, Chairman  
Nordtvedt  
Keedy

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 320:



Ellison, Chairman  
Devlin  
Brand

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 376:

Mueller, Chairman  
Burnett  
Brown

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 399:

Seifert, Chairman  
Hannah  
Robbins

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 452:

Fabrega, Chairman  
Schultz  
Manning

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 483:

Harp, Chairman  
Switzer  
Dozier

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 298:

Stobie, Chairman  
Ryan  
Daily

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 352:

Andreason, Chairman  
Bergene  
Oberg

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 325:

Sales, Chairman  
Vinger  
Dussault

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 286:

Seifert, Chairman  
Curtiss  
Yardley

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 238:

Eudaily, Chairman  
Daily  
Conn

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 33:

Seifert, Chairman  
Anderson  
Huennekens

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 129:

Jensen, Chairman  
Wallin  
Pavlovich

Representative Fagg moved that the House adjourn until 11:00 a.m., April 14, 1981.

Motion carried.

House adjourned at 5:20 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk



## EIGHTY-THIRD LEGISLATIVE DAY

Helena, Montana  
April 14, 1981

House Chambers  
Capitol Building

House convened at 11:05 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Bennett, O'Connell, Ryan, Shelden, excused. Quorum present.

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 4/14/81

Correctly printed - HB 867, HB 873, HB 874.

Correctly enrolled - HB 237, HB 617, HB 675, HB 725, HB 740, HB 763, HB 832, HB 837.

Examined by the sponsor (Fabrega) and found to be correct - HB 13, HB 683.

Examined by the sponsor (Brand) and found to be correct - HB 36.

Examined by the sponsor (Schultz) and found to be correct - HB 621.

Examined by the sponsor (McBride) and found to be correct - HB 237.

Examined by the sponsor (Matsko) and found to be correct - HB 300, HB 480.

Examined by the sponsor (Sivertsen) and found to be correct - HB 415.

Examined by the sponsor (Roth) and found to be correct - HB 617.

Examined by the sponsor (Meyer) and found to be correct - HB 621.

Examined by the sponsor (Menahan) and found to be correct - HB 654.

Examined by the sponsor (Harper) and found to be correct - HB 675.

Examined by the sponsor (Underdal) and found to be correct - HB 725.

Examined by the sponsor (Daily) and found to be correct - HB 731.

Examined by the sponsor (Switzer) and found to be correct - HB 740.

Examined by the sponsor (Pistoria) and found to be correct - HB 763.

Examined by the sponsor (Donaldson) and found to be correct - HB 832.

Examined by the sponsor (Bardanouve) and found to be correct - HB 837.

Signed by the Speaker at 6:15 p.m., 4/13/81 - HB 13, HB 48, HB 58, HB 97, HB 152, HB 309, HB 329, HB 330, HB 364, HB 385, HB 507, HB 575, HB 578, HB 655, HB 662, HB 701, HB 702, HB 712, HB 724, HB 765, HB 773, HB 794, HB 806, HB 819, HJR 23, HJR 25, HJR 42.

Delivered to the Governor for his approval at 10:40 a.m., 4/14/81 - HB 370, HB 372, HB 436, HB 448, HB 479, HB 498, HB 524, HB 557, HB 566, HB 587, HB 703, HB 734, HB 735, HB 766.

NATURAL RESOURCES (Iverson, Chairman): 4/13/81

HJR 66, introduced bill, be amended as follows:

1. Page 1, line 18.

Following: "the"

Strike: "large"

Insert: "large-scale"

2. Page 3, line 14.

Following: "development"

Insert: "through severance taxes or other sources"

And, as amended, do pass. Report adopted.

SB 199, be concurred in. Report adopted.



SB 229, be concurred in. Report adopted.

### MOTIONS

Representative Keyser moved that the Free Conference Committee on SB 240 be dissolved and that the Speaker be authorized to appoint a new Free Conference Committee on SB 240. Motion carried.

Representative Moore moved that the House request the return of SB 409 from the Senate for further consideration. Motion carried.

Representative Moore moved that the rules be suspended to allow the Legislative Fiscal Analyst to be on the floor while the Long Range Building Committee bills are being presented. Motion carried.

Representative Moore moved that the rules be further suspended to allow the sponsors of the Long Range Building Committee bills more than 5 minutes to present them. Motion carried.

Representative Donaldson moved that the Conference Committee on HB 71 be dissolved and that the Speaker be authorized to appoint a new Free Conference Committee on HB 71. Motion carried.

Representative Gould moved that SB 431 be placed at the top of the Second Reading board this day. Motion carried.

Representative Azzara moved that the Conference Committee on HB 33 be dissolved and that the Speaker be authorized to appoint a new Conference Committee on HB 33. Motion carried.

Representative Mueller moved that the Conference Committee on SB 376 be dissolved and that the Speaker be authorized to appoint the same representatives to a new Free Conference Committee on SB 376. Motion carried.

Representative Devlin moved that the Conference Committee on SB 42 be dissolved and that the Speaker be authorized to appoint a new Free Conference Committee on SB 42. Motion carried.

Representative Keyser moved that SB 485 be placed at the top of the Second Reading board immediately below SB 431. Motion carried.

Representative Fagg moved that the rules be suspended to allow HB 867, HB 873, and HB 874 to be considered on Second Reading this day. Motion carried.

Representative Fagg moved that the House stand in recess until 2:45 p.m. Motion carried.

House recessed at 12:10 p.m.

House reconvened at 3:40 p.m.

Representatives Ryan and Shelden present at this time.

Representative Brand excused at this time.

### REPORTS OF SELECT COMMITTEES

#### CONFERENCE COMMITTEE ON HOUSE BILL NO. 26 Report No. 1, April 13, 1981

Mr. President and Speaker of the House:

We, your Conference Committee on House Bill No. 26, met April 13, 1981, and considered:

Senate Committee on State Administration amendments to the third reading copy, dated March 20, 1981; and

Senate Committee of the Whole amendments to the third reading copy, dated March 23, 1981.

We recommend that:

The House accede to Committee amendment no. 1.

The Senate recede from Committee of the Whole amendments no. 1 through 18.

The reference (engrossed) copy of House Bill No. 26 read as specified in the clerical instructions.

The Conference Committee Report on House Bill No. 26 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Title, line 6.

Following: "~~PRIVATE~~"

Insert: "PRIVATE"

2. Page 1, line 13.

Following: "~~private~~"

Insert: "private"

3. Page 1, line 18.

Following: "~~private~~"

Insert: "private"

4. Page 1, line 23.

Following: "~~private~~"

Insert: "private"

5. Page 2, line 23.

Following: "~~consultant~~"

Insert: "private"

6. Page 2, line 25.

Following: "~~EMPLOYEE~~"

Strike: "INCLUDING OTHER STATE AGENCIES OR EMPLOYEES"

Insert: "other than a state agency or employee"

7. Page 3, line 24.

Following: "~~private~~"

Insert: "private"

8. Page 3, line 25.

Following: "~~private~~"

Insert: "private"

9. Page 4, line 6.

Following: "~~private~~"

Insert: "private"

10. Page 4, line 12.

Following: "~~private~~"

Insert: "private"

11. Page 5, line 2.

Following: "~~private~~"

Insert: "private"

12. Page 5, line 8.

Following: "private"

Insert: "private"

13. Page 5, line 19.

Following: "private"

Insert: "private"

14. Page 7, line 17.

Following: "PRIVATE"

Insert: "private"

15. Page 7, line 20.

Following: "PRIVATE"

Insert: "private"

16. Page 7, line 24.

Following: "PRIVATE"

Insert: "private"

17. Page 7, line 25.

Following: "PRIVATE"

Insert: "private"

18. Page 9, line 19.

Following: "private"

Insert: "private"

FOR THE HOUSE:

Moore

Feda

Conroy

FOR THE SENATE:

Hafferman

Johnson

Kolstad

### FREE CONFERENCE COMMITTEE

ON HOUSE BILL NO. 200

Report No. 1, April 13, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on House Bill No. 200, met April 13, 1981, and considered:

Senate Committee on Fish and Game amendments to the third reading copy, dated March 26, 1981; and

Senate Committee of the Whole amendments to the third reading copy, dated March 30, 1981.

We recommend that:

The House accede to Committee amendments no. 1 and 4 through 14.

The Senate recede from Committee amendment no. 2.

The Senate recede from Committee of the Whole amendment no. 3.

House Bill No. 200 be further amended as indicated in clerical instructions no. 3 and 4.

The Free Conference Committee Report on House Bill No. 200 be adopted.

### CLERICAL INSTRUCTIONS:

1. Page 2, line 22.

Following: "\$2"

Strike: "\$3"

Insert: "\$2"

2. Page 3, line 3.

Following: "\$7"

Strike: "\$6"

Insert: "\$7"

3. Page 12, line 1.

Following: "a"

Strike: "\$5"

Insert: "\$2 per species"

4. Page 15, line 12.

Following: "2"

Insert: ", 3,"

FOR THE HOUSE:

Feda  
Devlin  
Nilson

FOR THE SENATE:

Smith  
Severson  
Boylan

CONFERENCE COMMITTEE  
ON SENATE AMENDMENTS TO HOUSE BILL NO. 212  
Report No. 1, April 14, 1981

Mr. President and Speaker of the House:

We, your Conference Committee on House Bill No. 212, met April 14, 1981, and considered:

Senate Committee of the Whole amendments to the third reading copy, dated March 28, 1981.

We recommend that:

The House accede to Senate Committee of the Whole amendments no. 2, 3, 4, 5, and 8.

The Senate recede from Senate Committee of the Whole amendments no. 1, 6, and 7.

The Conference Committee Report on House Bill No. 212 be adopted.

FOR THE HOUSE:

Hannah  
Keedy  
Thoft

FOR THE SENATE:

B. Brown  
Olson  
Van Valkenburg

FREE CONFERENCE COMMITTEE  
ON SENATE AMENDMENTS TO HOUSE BILL NO. 488  
Report No. 1, April 13, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on House Bill No. 488, met April 13, 1981, and considered:

Senate Committee on Agriculture, Livestock and Irrigation amendments, dated March 20, 1981; and

Senate Committee of the Whole amendment, dated March 24, 1981.



We recommend that:

The House accede to Standing Committee amendments no. 1 through 7.

The House accede to Committee of the Whole amendment no. 1.

House Bill No. 488 be further amended as specified in the clerical instructions.

The Free Conference Committee Report on House Bill No. 488 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Title, line 11.

Following: line 10

Strike: "ELIMINATE"

Insert: "MODIFY"

2. Title, line 13.

Following: "SECTION"

Strike: "SECTIONS 80-11-206 AND"

Insert: "SECTION"

3. Title, line 14.

Following: "PROVIDING"

Strike: "AN"

4. Title, line 15.

Following: "EFFECTIVE"

Strike: "DATE"

Insert: "DATES"

5. Page 1, line 18 through line 6 on page 3.

Strike: section 1 in its entirety

Renummer: subsequent sections

6. Page 4, line 5.

Following: "marketing"

Insert: "of alcohol byproducts and"

7. Page 4, line 11.

Following: "Section"

Strike: "2"

Insert: "1"

8. Page 4, line 14.

Following: "section"

Strike: "2"

Insert: "1"

9. Page 4, line 19.

Following: "SECTION"

Strike: "2"

Insert: "1"

#### FOR THE HOUSE:

Schultz

Ernst

Jacobsen

#### FOR THE SENATE:

Aklestad

Kolstad

Conover

#### FREE CONFERENCE COMMITTEE

ON SENATE BILL NO. 253

Report No. 1, April 13, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on Senate Bill No. 253, met April 13, 1981, and considered:

House Committee on Judiciary amendments to the third reading copy, dated March 27, 1981.

We recommend that:

The Senate accede to Committee amendments no. 1 and 2.

Senate Bill No. 253 be further amended as specified in the clerical instructions.

The reference copy of Senate Bill No. 253 read as specified in the clerical instructions.

The Free Conference Committee Report on Senate Bill No. 253 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Page 4, line 12.

Following: "purposes"

Insert: "or commits or allows to be committed the act of sexual abuse of children as defined in subsection (1) of 45-5-625"

#### FOR THE HOUSE:

Anderson  
Conn  
Yardley

#### FOR THE SENATE:

B. Brown  
Hager  
Regan

#### MESSAGES FROM THE GOVERNOR

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

April 13, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 561, 622, 804.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

April 13, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return Senate

Bill 367, "AN ACT TO ALLOW THE BOARD OF LAND COMMISSIONERS TO ISSUE COAL LEASES TO FOREIGN INTERESTS AND TO ALLOW THE SALE OF COAL MINED UNDER LEASES FROM THE BOARD OF LAND COMMISSIONERS TO FOREIGN PERSONS; AMENDING SECTION 77-3-305, MCA; AND REPEALING SECTION 77-3-315, MCA," without my signature and recommend the attached amendments for the following reasons.

The strong support of SB 367 by the Legislature signals a clear change in public policy by the State of Montana. I remain concerned about the wisdom of committing finite U.S. energy resources to long term export contracts until America's energy needs are determined—and met.

Despite my reservations, however, I concur in SB 367 insofar as it permits coal from state leases to be sold to foreign interests. *SB 367, however, also permits foreigners to acquire state coal leases without restriction. This unconditional right far exceeds the federal policy on mineral leasing.*

It is one thing to allow the export of Montana coal. It is quite another matter to permit—even to encourage—foreign interests to directly acquire Montana coal through lease agreement.

For this reason, I am returning SB 367 with an amendment that will provide the opportunity to export Montana coal, but reject the right of lease acquisition by foreign interests. The title is changed accordingly.

I urge your concurrence in these amendments.

Sincerely,

TED SCHWINDEN  
Governor

#### GOVERNOR'S PROPOSED AMENDMENTS TO SENATE BILL NO. 367

1. Title, lines 5 through 7.

Following: "ACT"

Strike: "TO ALLOW THE BOARD OF LAND COMMISSIONERS  
TO ISSUE COAL LEASES TO FOREIGN INTERESTS AND"

2. Page 1, line 14.

Following: "leases:"

Insert: ":",

3. Page 1, line 15.

Following: line 14

Insert: "(1) to any corporation the majority stock of which is controlled by interests foreign to the United States, except for those interests within countries whose borders are contiguous to the United States; or"

4. Page 1, line 19.

Following: "{2}"

Insert: "(2)"

#### MESSAGES FROM THE OTHER HOUSE

The Senate, on 4/13/81, acceded to the request of the House of Representatives and appointed a Free Conference Committee to meet with a like committee from the House to confer on House Bill No. 500.

The President appointed the following members:

Senator E. Smith, Chairman  
Senator Aklestad  
Senator Regan

The Senate, on 4/13/81, dissolved the Free Conference Committee on House Bill No. 209 and appointed a new Free Conference Committee to meet with a like committee from the House to confer on House Bill No. 209.

The President appointed the following members:

Senator B. Brown, Chairman  
Senator O'Hara  
Senator Mazurek

The Senate, on 4/13/81, appointed a Free Conference Committee on House Bill No. 652, consisting of Senator Keating, Chairman, Senator Dover, and Senator Hafferman. At the close of the session, the Senate dissolved the Free Conference Committee on House Bill No. 652 and appointed a new Free Conference Committee to meet with a like committee from the House to confer on House Bill No. 652.

The President appointed the following members:

Senator Keating, Chairman  
Senator Dover  
Senator Van Valkenburg

The Senate, on 4/13/81, failed to concur in House Amendments to Senate Bill No. 257 and appointed a Free Conference Committee and requested that the House of Representatives appoint a like committee to confer on House Amendments to Senate Bill No. 257.

The President appointed the following members:

Senator Hazelbaker, Chairman  
Senator Story  
Senator S. Brown

The Senate, on 4/13/81, failed to concur in House Amendments to Senate Bill No. 221 and appointed a Conference Committee and requested that the House of Representatives appoint a like committee to confer on House Amendments to Senate Bill No. 221.

The President appointed the following members:

Senator Elliott, Chairman  
Senator B. Brown  
Senator Van Valkenburg

The Senate, on 4/13/81, dissolved the Conference Committee on House Amendments to Senate Bill No. 399 and appointed a new Free Conference Committee and requested the House of Representative to appoint a like committee to confer on House Amendments to Senate Bill No. 399.

The President appointed the following members:

Senator Manley, Chairman  
Senator Turnage  
Senator Boylan

Governor's Amendments to Senate Bill concurred in and transmitted to the House for concurrence in Governor's Amendments: 4/13/81



Governor's Amendments to Senate Bill No. 58, introduced by Van Valkenburg

Free Conference Committee Report adopted: 4/13/81

Free Conference Committee Report on Senate Bill No. 341

House Amendments to Senate Joint Resolution not concurred in: 4/13/81

House Amendments to Senate Joint Resolution No. 21, introduced by Healy, Spilker, Metcalf

House Bill not concurred in and returned to the House: 4/13/81

House Bill No. 19, introduced by Donaldson

Governor's Amendments to House Bill not concurred in and returned to the House: 4/13/81

Governor's Amendments to House Bill No. 201, introduced by Sivertsen

### MOTIONS

Representative Fagg moved that HB 563 and HB 666 be taken from Second Reading and returned to the Long Range Building Committee for the purpose of amendment. Motion carried.

Representative Williams moved that the House reconsider its action in failing to pass SB 207 on Second Reading yesterday. Representative Conroy made a substitute motion that the motion to reconsider be laid on the table. Motion carried.

Representative Fagg moved that the rules be temporarily suspended for the drafting and introduction of a bill dealing with the fiscal impact of legislative tax cuts on local governments. Motion failed, with less than a two-thirds majority vote, as follows:

Ayes: Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Daily, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Shelden, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 65

Noes: Abrams, Anderson, Conroy, Curtiss, Devlin, Ellerd, Ellison, Feda, Gould, Hannah, Iverson, Jacobsen, Jensen, Kanduch, Keyser, Lund, McLane, Neuman, Nordtvedt, Pistoria, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Vinger.  
Total 31

Excused: Bennett, Brand, O'Connell.  
Total 3

Absent or not voting: Matsko.  
Total 1

Representative Fagg moved that the House reconsider its action in failing to suspend the rules for the introduction of a bill. Motion carried. (68-27) Thereupon, the motion to suspend the rules for the introduction of a bill carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Daily, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Shelden, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 68

Noes: Abrams, Conroy, Curtiss, Devlin, Ellerd, Ellison, Feda, Gould, Hannah, Iverson, Jacobsen, Keyser, Matsko, Neuman, Nordtvedt, Pistoria, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Vinger.  
Total 27

Excused: Bennett, Brand, O'Connell.  
Total 3

Absent or not voting: Bardanouve, Burnett.  
Total 2

Representative Moore moved that SB 485 be placed below HB 869 on the Second Reading board. Motion carried.

### **FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS**

The following bill was introduced, read first time and referred to committee:

HR 5, introduced by Legislative Administration Committee. Referred to Committee on Legislative Administration.

### **SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)**

Representative Spilker moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Jensen in the Chair. Committee arose.

House resumed. Mr. Speaker Pro Tem in the Chair.

Mr. Speaker Pro Tem: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representatives Fagg and Marks excused at this time.

Representative Gould moved that SB 431, third reading copy, be amended as follows:

1. House Human Services Committee amendment no. 11, dated 4/11/81.

Following: line 13 of insertion paragraph

Strike: "less"

Insert: "greater"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bergene, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault,

Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 77

Noes: None.

Total 0

Excused: Bennett, Brand, Fagg, Marks, O'Connell.

Total 5

Absent or not voting: Bardanouve, Bengtson, Bertelsen, Burnett, Cozzens, Harrington, Huennekens, Hurwitz, Iverson, Kennerly, Kessler, Manning, Menahan, Nordtvedt, Shelden, Sivertsen, Smith, Winslow.

Total 18

Representative Kemmis excused at this time.

Representative Gould moved that SB 431, as amended, be concurred in. Motion failed by the following vote:

Ayes: Asay, Bennett, Briggs, Brown, Burnett, Cozzens, Daily, Devlin, Ellison, Eudaily, Gould, Hannah, Hanson, Hemstad, Hurwitz, Iverson, Jensen, Kanduch, Keyser, Kitselman, Lory, Manning, Matsko, McLane, Moore, Mueller, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Schultz, Seifert, Sivertsen, Switzer, Teague, Vinger, Winslow.

Total 40

Noes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Conn, Conroy, Curtiss, Donaldson, Dozier, Dussault, Ellerd, Ernst, Fabrega, Fedra, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Kropp, Lund, Manuel, McBride, Menahan, Metcalf, Meyer, Neuman, Nordtvedt, Pistoria, Roth, Roush, Ryan, Sales, Shelden, Smith, Stobie, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 54

Paired: Bennett, Kanduch, Ayes; Harper, Kemmis, Noes.

Excused: Brand, Fagg, Marks, O'Connell.

Total 4

Absent or not voting: Shontz, Spilker.

Total 2

Representative Spilker moved that SB 431, as amended, be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Curtiss, Donaldson, Dozier, Dussault, Ellerd, Ernst, Fabrega, Fedra, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Kemmis, Kennerly, Kessler, Kropp, Manuel, McBride, Menahan, Metcalf, Meyer, Neuman, Nordtvedt, Roush, Ryan, Sales, Schultz, Shelden, Stobie, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley.

Total 51

Noes: Asay, Bennett, Brown, Cozzens, Daily, Devlin, Ellison, Eudaily, Gould, Hannah, Hanson, Hemstad, Hurwitz, Iverson, Jensen, Kanduch,



Keyser, Kitselman, Lory, Manning, McLane, Moore, Mueller, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Seifert, Sivertsen, Smith, Spilker, Switzer, Teague, Vinger, Winslow.

Total 39

Paired: Harper, Kemmis, Ayes; Bennett, Kanduch, Noes.

Excused: Brand, Fagg, Marks, O'Connell.

Total 4

Absent or not voting: Keedy, Lund, Matsko, Pistoria, Shontz, Zabrocki.

Total 6

Representative Moore moved that HB 261, second reading copy, be amended as follows:

1. Page 1, line 13.

Following: "RESOURCES"

Strike: "BPICA"

Insert: "development clearance fund"

2. Page 1, line 14.

Strike: "Title 15, chapter 38"

Insert: "90-2-102(3)"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 84

Noes: None.

Total 0

Excused: Bennett, Brand, Fagg, Kemmis, Marks, O'Connell.

Total 6

Absent or not voting: Andreason, Azzara, Dozier, Keyser, Oberg, Quilici, Shontz, Sivertsen, Waldron, Winslow.

Total 10

Representative Menahan excused at this time.

And HB 261, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, Pavlovich, Phillips, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.



Total 77

Noes: Andreason, Ellerd, Hannah, Neuman, Nordtvedt, O'Hara.

Total 6

Excused: Bennett, Brand, Fagg, Kemmis, Marks, Menahan, O'Connell.

Total 7

Absent or not voting: Fabrega, Feda, Lund, Pistoria, Quilici, Roth, Sivertsen, Smith, Spilker, Yardley.

Total 10

Representatives Harp and Neuman excused at this time.

That HB 460 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Feda, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Nilson, Pavlovich, Phillips, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 71

Noes: Andreason, Burnett, Cozzens, Devlin, Ellerd, Hannah, Iverson, Nordtvedt, O'Hara, Pistoria, Roth, Sales, Smith, Spilker, Winslow.

Total 15

Excused: Bennett, Brand, Fagg, Harp, Kemmis, Marks, Menahan, Neuman, O'Connell.

Total 9

Absent or not voting: Bengtson, Gould, Kropp, Oberg, Sivertsen.

Total 5

Representatives Harp and Neuman present at this time.

That HB 478 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Nilson, O'Hara, Pavlovich, Phillips, Quilici, Seifert, Shelden, Sivertsen, Spilker, Switzer, Teague, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 69

Noes: Andreason, Bardanouve, Conroy, Ellerd, Hannah, Kessler, Kropp, Neuman, Nordtvedt, Oberg, Pistoria, Robbins, Roush, Ryan, Sales, Schultz, Shontz, Stobie, Thoft, Vinger.

Total 20

Excused: Bennett, Brand, Fagg, Kemmis, Marks, Menahan, O'Connell.

Total 7

Absent or not voting: Harper, Roth, Smith, Underdal.

Total 4

That HB 872 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fedá, Gould, Hanson, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Roth, Ryan, Schultz, Seifert, Shelden, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 75

Noes: Andreason, Bardanouve, Ellerd, Hannah, Harp, Harper, Neuman, Pistoria, Robbins, Roush, Sales, Shontz, Vinger.

Total 13

Excused: Bennett, Brand, Fagg, Kemmis, Marks, Menahan, O'Connell.

Total 7

Absent or not voting: Devlin, Dozier, Huennekens, Smith, Yardley.

Total 5

Representatives Conn, Iverson, Keyser, and Matsko excused at this time.

That HB 871 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 75

Noes: Andreason, Hannah, Harp, McLane, Pistoria, Vinger, Winslow.

Total 7

Excused: Bennett, Brand, Conn, Fagg, Iverson, Kemmis, Keyser, Marks, Matsko, Menahan, O'Connell.

Total 11

Absent or not voting: Burnett, Conroy, Dozier, Fedá, Kessler, Smith, Stobie.

Total 7

Representative Keedy excused at this time.

That HB 847 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Jacobsen, Jensen, Kanduch, Kennerly, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Meyer, Moore, Mueller, Nilson, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan,

Schultz, Seifert, Shelden, Sivertsen, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 70

Noes: Asay, Ellerd, Hannah, Huennekens, Neuman, Nordtvedt, Roth, Sales, Stobie.  
Total 9

Excused: Bennett, Brand, Conn, Fagg, Iverson, Keedy, Kemmis, Keyser, Marks, Matsko, Menahan, O'Connell.  
Total 12

Absent or not voting: Conroy, Feda, Harp, Kessler, Metcalf, Oberg, Shontz, Smith, Spilker.  
Total 9

Representatives Anderson and Hannah excused at this time.

That HB 841 do pass by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 77

Noes: None.  
Total 0

Excused: Anderson, Bennett, Brand, Conn, Fagg, Hannah, Iverson, Keedy, Kemmis, Keyser, Marks, Matsko, Menahan, O'Connell.  
Total 14

Absent or not voting: Conroy, Ellison, Feda, Harp, Kitselman, Metcalf, O'Hara, Smith, Vinger.  
Total 9

Representative Eudaily excused at this time.

That HB 603 do pass by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Fabrega, Gould, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Zabrocki.  
Total 72

Noes: Andreason, Waldron, Yardley.  
Total 3

Excused: Anderson, Bennett, Brand, Conn, Eudaily, Fagg, Hannah, Iverson, Keedy, Kemmis, Keyser, Marks, Matsko, Menahan, O'Connell.



Total 15

Absent or not voting: Asay, Conroy, Dussault, Fedá, Harper, Metcalf, Oberg, Roth, Smith, Winslow.

Total 10

Speaker Pro Tem Lund in the Chair.

That the Committee rise and report. (Jensen, Chairman). Report adopted. (70-4)

### MOTIONS

Representative Moore moved that the rules be temporarily suspended to allow all bills passing Second Reading to be immediately placed on Third Reading. Motion carried.

Representative Fabrega moved that the Speaker be authorized to appoint a Free Conference Committee on the Governor's Amendments to HB 286, which have been not concurred in by the Senate and concurred in by the House. Motion carried.

Representative Meyer moved that the Conference Committee on HB 692 be dissolved and that the Speaker be authorized to appoint a new Free Conference Committee in its place. Motion carried.

Representative Spilker moved that the Conference Committee on SB 399 be dissolved and that the Speaker be authorized to appoint the same representatives to a Free Conference Committee. Motion carried.

Representative Spilker moved that the Speaker be authorized to appoint a Free Conference Committee on House Amendments to SB 257. Motion carried.

Representative Spilker moved that the Speaker be authorized to appoint a Free Conference Committee on House Amendments to SB 221. Motion carried.

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 261 was passed by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Fabrega, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Kanduch, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, McBride, McLane, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker Pro Tem.

Total 79

Noes: Andreason, Jensen.

Total 2

Excused: Anderson, Bennett, Brand, Conn, Eudaily, Fagg, Hannah, Iverson, Keedy, Kemmis, Keyser, Marks, Matsko, Menahan, O'Connell.

Total 15

Absent or not voting: Ellison, Metcalf, Nordtvedt, Smith.



Total 4

House Bill No. 460 was passed by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Briggs, Brown, Burnett, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ernst, Fabrega, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, McBride, McLane, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, Pavlovich, Phillips, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Zabrocki, Mr. Speaker Pro Tem.

Total 68

Noes: Andreason, Cozzens, Ellerd, Neuman, O'Hara, Pistoria, Roth, Sales, Spilker, Stobie, Vinger, Winslow.

Total 12

Excused: Anderson, Bennett, Brand, Conn, Eudaily, Fagg, Hannah, Iverson, Keedy, Kemmis, Keyser, Marks, Matsko, Menahan, O'Connell.

Total 15

Absent or not voting: Bengtson, Ellison, Metcalf, Smith, Yardley.

Total 5

House Bill No. 603 was passed by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Fabrega, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, McBride, McLane, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker Pro Tem.

Total 80

Noes: Andreason, Yardley.

Total 2

Excused: Anderson, Bennett, Brand, Conn, Eudaily, Fagg, Hannah, Iverson, Keedy, Kemmis, Keyser, Marks, Matsko, Menahan, O'Connell.

Total 15

Absent or not voting: Ellison, Metcalf, Smith.

Total 3

House Bill No. 871 was passed by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Fabrega, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, McBride, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker Pro Tem.

Total 76

Noes: Andreason, Harp, McLane, Pistoria, Vinger, Winslow.

Total 6

Excused: Anderson, Bennett, Brand, Conn, Eudaily, Fagg, Hannah, Iverson, Keedy, Kemmis, Keyser, Marks, Matsko, Menahan, O'Connell.

Total 15

Absent or not voting: Ellison, Metcalf, Smith.

Total 3

House Bill No. 847 was passed by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Fabrega, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, McBride, McLane, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker Pro Tem.

Total 82

Noes: None.

Total 0

Excused: Anderson, Bennett, Brand, Conn, Eudaily, Fagg, Hannah, Iverson, Keedy, Kemmis, Keyser, Marks, Matsko, Menahan, O'Connell.

Total 15

Absent or not voting: Ellison, Metcalf, Smith.

Total 3

House Bill No. 841 was passed by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Fabrega, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Kanduch, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, McBride, McLane, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker Pro Tem.

Total 81

Noes: None.

Total 0

Excused: Anderson, Bennett, Brand, Conn, Eudaily, Fagg, Hannah, Iverson, Keedy, Kemmis, Keyser, Marks, Matsko, Menahan, O'Connell.

Total 15

Absent or not voting: Ellison, Jensen, Metcalf, Smith.

Total 4

House Bill No. 478 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Meyer, Moore, Mueller, Nilson, O'Hara, Pavlovich, Phillips, Quilici, Roush, Seifert, Shelden, Sivertsen, Spilker, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker Pro Tem.

Total 71

Noes: Andreason, Bardanouve, Conroy, Hannah, Jensen, Kessler, Kropp, Neuman, Nordtvedt, Oberg, Pistoria, Robbins, Roth, Ryan, Sales, Schultz, Shontz, Stobie, Thoft.

Total 19

Paired: Anderson, Asay, Bennett, Bertelsen, Brown, Conn, Cozzens, Curtiss, Devlin, Eudaily, Fagg, Gould, Iverson, Jacobsen, Keedy, Kemmis, Keyser, Kitselman, Marks, Matsko, McBride, McLane, O'Hara, Pavlovich, Seifert, Spilker, Vincent, Mr. Speaker Pro Tem, Ayes; Andreason, Bardanouve, Hannah, Kessler, Kropp, Neuman, Nordtvedt, Oberg, Pistoria, Robbins, Ryan, Sales, Shontz, Stobie, Noes.

Excused: Brand, Menahan, O'Connell.

Total 3

Absent or not voting: Ellerd, Ellison, Harper, Metcalf, Smith, Switzer, Vinger.

Total 7

House Bill No. 872 was passed by the following vote:

Ayes: Abrams, Asay, Azzara, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ernst, Fabrega, Fedá, Gould, Hanson, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Kanduch, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, McBride, McLane, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Roth, Ryan, Schultz, Seifert, Shelden, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker Pro Tem.

Total 67

Noes: Bardanouve, Harp, Harper, Jensen, Neuman, Pistoria, Robbins, Roush, Sales, Shontz, Vinger, Winslow.

Total 12

Excused: Anderson, Bennett, Brand, Conn, Eudaily, Fagg, Hannah, Iverson, Keedy, Kemmis, Keyser, Marks, Matsko, Menahan, O'Connell.

Total 15

Absent or not voting: Andreason, Dozier, Ellerd, Ellison, Metcalf, Smith.

Total 6

### UNFINISHED BUSINESS

The Speaker appointed the following new Free Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 240:

Fabrega, Chairman  
Nordtvedt  
Keedy

The Speaker appointed the following new Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Bill No. 42:

Devlin, Chairman  
Switzer  
Huennekens

The Speaker appointed the following new Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Bill No. 376:

Mueller, Chairman  
Burnett  
Brown

The Speaker appointed the following new Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 33:

Bertelsen, Chairman  
Stobie  
Azzara

The Speaker appointed the following new Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 71:

Donaldson, Chairman  
Lory  
Keedy

Representative Spilker moved that the House adjourn until 10:00 a.m., April 15, 1981.

Motion carried.

House adjourned at 7:47 p.m.

ART LUND, Speaker Pro Tem

DON BYRD, Chief Clerk



REPORT OF THE  
COMMISSIONER OF THE  
LAND OFFICE

FOR THE YEAR  
1897

ALBANY, N. Y.:  
1898

THE STATE OF NEW YORK,  
IN SENATE,  
JANUARY 1, 1898.

REPORT OF THE  
COMMISSIONER OF THE  
LAND OFFICE

FOR THE YEAR  
1897

THE SPEAKER OF THE  
ASSEMBLY

AND

THE COMMISSIONER OF THE  
LAND OFFICE

ALBANY, N. Y.:  
1898

THE STATE OF NEW YORK,  
IN SENATE,

JANUARY 1, 1898.

REPORT OF THE  
COMMISSIONER OF THE  
LAND OFFICE

FOR THE YEAR  
1897

ALBANY, N. Y.:  
1898

THE STATE OF NEW YORK,  
IN SENATE,

JANUARY 1, 1898.

REPORT OF THE  
COMMISSIONER OF THE  
LAND OFFICE

FOR THE YEAR  
1897

ALBANY, N. Y.:  
1898

## EIGHTY-FOURTH LEGISLATIVE DAY

Helena, Montana  
April 15, 1981

House Chambers  
Capitol Building

House convened at 10:05 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Moore, O'Connell, Spilker, excused. Quorum present.

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 4/15/81  
Correctly enrolled - HB 258, HB 307, HB 560, HB 800, HB 853, HJR 54.  
Examined by the sponsor (Hemstad) and found to be correct - HB 258.  
Examined by the sponsor (Yardley) and found to be correct - HB 307.  
Examined by the sponsor (Lund) and found to be correct - HB 560.  
Examined by the sponsor (Waldron) and found to be correct - HB 800.  
Examined by the sponsor (Shontz) and found to be correct - HB 853.  
Examined by the sponsor (Underdal) and found to be correct - HJR 54.  
Signed by the Speaker at 5:30 a.m., 4/15/81 - HB 237, HB 725, HB 740, HB 763.  
Signed by the Speaker at 5:31 a.m., 4/15/81 - HB 13, HB 36, HB 223, HB 300, HB 415, HB 480, HB 621, HB 654, HB 683, HB 731.  
Signed by the Speaker at 1:37 p.m., 4/15/81 - HB 617, HB 675, HB 832, HB 837.  
Signed by the Speaker at 5:35 p.m., 4/15/81 - HB 258, HB 307, HB 560, HB 800, HB 853, HJR 54.  
Delivered to the Governor for his approval at 10:20 a.m., 4/15/81 - HB 48, HB 58, HB 97, HB 152, HB 309, HB 329, HB 330, HB 364, HB 385, HB 507, HB 578, HB 655, HB 662, HB 701, HB 712, HB 724, HB 765, HB 773, HB 794, HB 806, HB 819.  
Delivered to the Governor for his approval at 4:10 p.m., 4/15/81 - HB 575, HB 702.  
Delivered to the Governor for his approval at 4:35 p.m., 4/15/81 - HB 258.

APPROPRIATIONS (Lund, Chairman): 4/15/81  
HB 563, second reading copy, be amended as follows:

1. Page 1, line 17.  
Strike: "\$31,104,505"  
Insert: "\$33,730,505"

And, as amended, do pass. Report adopted.

HB 666, second reading copy, be amended as follows:

1. Page 10.  
Following: line 7  
Insert: "Children's Unit, Billings 2,626,000"

And, as amended, do pass. Report adopted.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Spilker, Chairman): 4/14/81  
HR 5, be adopted. Report adopted.

## REPORTS OF SELECT COMMITTEES

FREE CONFERENCE COMMITTEE  
ON HOUSE BILL NO. 202  
Report No. 1, April 13, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on House Bill No. 202, met April 13, 1981, and considered:

Senate Committee on Local Government amendments to the third reading copy, dated March 11, 1981, and March 26, 1981; and

Senate Committee of the Whole amendments to the third reading copy, dated March 31, 1981.

We recommend that:

The House accede to Senate Committee on Local Government amendment no. 1, dated March 11, 1981, and amendments no. 1 through 5, dated March 26, 1981.

The House recede from Committee of the Whole amendment no. 5.

House Bill No. 202 be further amended as specified in the clerical instructions.

The reference copy of House Bill No. 202 read as specified in the clerical instructions.

The Free Conference Committee Report on House Bill No. 202 be adopted.

## CLERICAL INSTRUCTIONS:

1. Page 4.

Following: line 17

Insert: "Section 2. Section 50-60-102, MCA, is amended to read:

"50-60-102. Applicability. (1) Outside municipalities and their jurisdictional area, as defined by 50-60-101(9), parts 1 through 4 apply to "public places", as defined in 50-60-101(11). The state building codes do not apply to residential buildings containing less than five dwelling units or their attached-to structures, any farm or ranch building, and any private garage or private storage structure used only for the owner's own use, located within the municipality's or county's jurisdictional area, unless the local legislative body or board of county commissioners by ordinance or resolution makes the state building code applicable to these structures. The state may not enforce the state building code under 50-60-205 for the aforementioned buildings. Local governments that have made the state building codes applicable to the aforementioned buildings may enforce within their jurisdictional areas the state building code as adopted by the respective local government. The state may not enforce the state building code under 50-60-205 for those buildings."

Subsections (2) and (3) remain unchanged.

FOR THE HOUSE:

Sivertsen  
Gould

FOR THE SENATE:

Lee  
Hammond

Jacobsen

Mazurek

CONFERENCE COMMITTEE  
ON SENATE AMENDMENTS TO HOUSE BILL NO. 390  
Report No. 1, April 14, 1981

Mr. President and Speaker of the House:

We, your Conference Committee on House Bill No. 390, met April 14, 1981, and considered:

Senate Committee on Local Government amendments to the third reading copy, dated March 11, 1981; and

Senate Committee of the Whole amendments to the third reading copy, dated March 14, 1981.

We recommend that:

The Senate recede from all Committee of the Whole amendments, dated March 14, 1981; and the House accede to Standing Committee amendments no. 1 and 2, dated March 11, 1981.

The reference copy of House Bill No. 390 read as specified in the clerical instructions.

The Conference Committee Report on House Bill No. 390 be adopted.

CLERICAL INSTRUCTIONS:

1. Title, line 5.

Following: "~~PUBLIC~~"

Strike: "~~PUBLIC~~"

Insert: "PUBLICLY OWNED"

2. Page 2, line 5.

Following: "~~OWNED~~"

Insert: "publicly owned"

3. Page 2, lines 5 and 6.

Following: "building"

Strike: ", WHETHER OR NOT PUBLICLY OWNED,"

4. Page 2, lines 7 and 8.

Following: "place"

Strike: "PROVIDED THE OWNERS OR OTHER PERSONS IN CHARGE CONSENT TO SUCH USE"

FOR THE HOUSE:

FOR THE SENATE:

Winslow

Ryan

Holliday

McCallum

Hammond

Thomas

FREE CONFERENCE COMMITTEE  
ON HOUSE BILL NO. 761  
Report No. 1, April 14, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on House Bill No. 761, met April 14, 1981, and considered:

Senate Committee on Judiciary amendments, dated March 24, 1981.

We recommend that:



The House accede to all amendments.

The reference copy of House Bill No. 761 be amended as specified in the clerical instructions.

The Free Conference Committee Report on House Bill No. 761 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Page 2, line 12.

Following: "MAIL"

Insert: "with return receipt requested"

#### FOR THE HOUSE:

Fabrega  
Meyer  
Vincent

#### FOR THE SENATE:

Crippen  
O'Hara  
Mazurek

#### FREE CONFERENCE COMMITTEE

ON SENATE BILL NO. 258

Report No. 1, April 14, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on Senate Bill No. 258, met April 14, 1981, and considered:

House Committee on State Administration amendments to the third reading copy, dated March 27, 1981; and

House Committee of the Whole amendments to the third reading copy, dated March 30, 1981.

We recommend that:

The Senate accede to Standing Committee amendments no. 1 through 13.

The Senate accede to Committee of the Whole amendment no. 1.

The reference copy of Senate Bill No. 258 be amended as specified in the clerical instructions.

The reference copy of Senate Bill No. 258 read as specified in the clerical instructions.

The Free Conference Committee Report on Senate Bill No. 258 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Title, line 4 on page 2.

Following: "TRANSFER;"

Insert: "TO REQUEST THAT THE GOVERNOR MAKE RECOMMENDATIONS TO THE MEMBERS OF THE 1983 LEGISLATURE;"

2. Page 72.

Following: line 12

Insert: "Section 8. Recommendation for transfer of functions from the department of state lands, the board of land commissioners, and the department and board of health and environmental sciences to the department and board of natural resources and conservation.

The members of the 1981 legislature of Montana request that the governor of Montana submit recommendations to the members of the 1983 legislature concerning the transfers necessary in order to coordinate and facilitate the permitting process of those appropriate functions from the department of state lands and the board of land commissioners to the department of natural resources and conservation and from the department and board of health and environmental sciences to the department and board of natural resources and conservation."

Renumber: subsequent sections

#### FOR THE HOUSE:

Winslow  
Feda  
Dussault

#### FOR THE SENATE:

Keating  
Dover  
S. Brown

#### FREE CONFERENCE COMMITTEE ON SENATE BILL NO. 298 Report No. 1, April 14, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on Senate Bill No. 298, met April 14, 1981, and considered:

House Committee on State Administration amendments to the third reading copy, dated March 23, 1981; and

House Committee of the Whole amendments to the third reading copy, dated March 30, 1981.

We recommend that:

The Senate accede to Committee amendments no. 1 through 7, dated March 23, 1981.

The Senate accede to House Committee of the Whole amendments no. 1 and 2, dated March 30, 1981.

The reference copy of Senate Bill No. 298 be amended as specified in the clerical instructions.

The reference copy of Senate Bill No. 298 read as specified in the clerical instructions.

The Free Conference Committee Report on Senate Bill No. 298 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Page 1, line 13.

Following: "previously"

Insert: "and finally"

2. Page 1, line 14.

Following: "by"

Insert: "any vote of"

3. Page 1, line 15.

Following: "SESSIONS"

Insert: "prior to the adoption or proposed adoption of the rule"

4. Page 1, line 16.

Following: "unless"

Insert: “expressly”

FOR THE HOUSE:

Stobie  
Ryan  
Daily

FOR THE SENATE:

Hazelbaker  
Turnage  
Blaylock

FREE CONFERENCE COMMITTEE  
ON SENATE BILL NO. 320  
Report No. 1, April 14, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on Senate Bill No. 320, met April 14, 1981, and considered:

House Committee of the Whole amendments to the third reading copy, dated March 14, 1981; and

House Committee of the Whole amendments to the third reading copy, dated March 26, 1981.

We recommend that:

The Senate accede to the Committee of the Whole amendments.

Senate Bill No. 320 be further amended as indicated in the clerical instructions.

The reference copy of Senate Bill No. 320 read as specified in the clerical instructions.

The Free Conference Committee Report on Senate Bill No. 320 be adopted.

CLERICAL INSTRUCTIONS:

1. Page 1, line 17.  
Following: “department”  
Strike: “for a fee of \$1”

FOR THE HOUSE:

Ellison  
Devlin  
Brand

FOR THE SENATE:

Hager  
Halligan  
Conover

FREE CONFERENCE COMMITTEE  
ON SENATE BILL NO. 399  
Report No. 1, April 14, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on Senate Bill No. 399, met April 14, 1981, and considered:

House Committee on Local Government amendments to the third reading copy, dated March 23, 1981; and

House Committee of the Whole amendments to the third reading copy, dated March 28, 1981.

We recommend that:

The Senate accede to House Committee on Local Government amendments no. 1 through 8.

The Senate accede to House Committee of the Whole amendment no. 1.

The reference copy of Senate Bill No. 399 be further amended as specified in the clerical instructions.

The reference copy of Senate Bill No. 399 read as specified in the clerical instructions.

The Free Conference Committee Report on Senate Bill No. 399 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Page 1, line 23.  
Following: "TITLE 7,"  
Insert: "chapter 5,"
2. Page 1, line 24.  
Following: "THIS"  
Strike: "ACT"  
Insert: "section"

#### FOR THE HOUSE:

Seifert  
Hannah  
Robbins

#### FOR THE SENATE:

Manley  
Boylan  
Turnage

#### MOTIONS

Representative Sales moved that the Conference Committee on SB 50 be dissolved and that the Speaker be authorized to appoint the same representatives to a Free Conference Committee on SB 50. Motion carried.

Representative Fagg moved that the House stand in recess until 1:00 p.m.

House recessed at 10:20 a.m.

House reconvened at 1:10 p.m.

#### MESSAGES FROM THE GOVERNOR

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

April 14, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 92, 484, 502, 550, 596, 607.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

April 14, 1981



The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill No. 389, "AN ACT PROVIDING FOR ANNUAL OR QUARTERLY REGISTRATION OF MOTOR VEHICLES OWNED BY NONRESIDENTS TEMPORARILY EMPLOYED IN MONTANA; SUBJECTING SUCH VEHICLES TO TAXATION; AND ESTABLISHING WINDOW DECALS AS THE FORM OF LICENSE EVIDENCING QUARTERLY REGISTRATION; AMENDING SECTIONS 15-24-301, 15-24-302, 61-3-701, AND 61-3-703, MCA," without my signature and recommend the attached amendments.

Because of the possibility of enactment of a motor vehicle fee system bill, it is necessary to provide for coordination with such a bill. This is accomplished by the addition of a coordination section.

Additionally, the language establishing a quarterly decal system was inserted in Section 61-3-701, MCA, by this bill. This section deals with motor vehicles used for hire, compensation or profit rather than with motor vehicles used for transportation by nonresidents temporarily working in Montana. Consequently, it would be more appropriate to place the new language in its own section, and this is accomplished by attached amendments.

I urge your concurrence in these amendments.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENTS  
TO HOUSE BILL NO. 389

1. Title, line 7.

Following: line 6

Strike: "SUCH"

Insert: "CERTAIN OF THESE"

2. Title, line 9.

Following: "15-24-302,"

Strike: "61-3-701,"

3. Page 3, line 23 through line 22 on page 5.

Strike: section 3 in its entirety

Insert: "NEW SECTION. Section 3. Foreign vehicles used for transportation in connection with employment. (1) Before a motor vehicle taxed pursuant to 15-24-301(4) may be operated in Montana for a calendar quarter, the person responsible for payment of taxes must apply for and obtain a window decal.

(2) Decals must be color-coded to distinguish the four quarterly registration periods of the year.

(3) An applicant may purchase a decal for more than one registration quarter at a time by paying the appropriate amount.

(4) There is a \$2 fee for each decal, and money collected from this fee shall be deposited to the county general fund. The \$2 fee is in addition to the tax.

(5) A current window decal must be displayed on the lower right-hand corner of the windshield."

4. Page 6, line 7.

Following: line 6

Insert: "Section 5. Codification instruction. Section 3 is intended to be codified as an integral part of Title 61, chapter 3, part 7, and the provisions of Title 61, chapter 3, part 7, apply to section 3.

Section 6. Coordination. If SB 355, providing a license fee system for light vehicles, is passed and approved then section 1 of this act is void and section 15-24-301, MCA, is amended to read:

"15-24-301. Personal property brought into the state — assessment — exceptions — custom combine equipment. (1) Property in the following cases is subject to taxation and assessment for all taxes levied that year in the county in which it is located:

(a) any personal property (including livestock) brought, driven, or coming into this state at any time during the year that is used in the state for hire, compensation, or profit;

(b) property whose owner or user is engaged in gainful occupation or business enterprise in the state; or

(c) property which comes to rest and becomes a part of the general property of the state.

(2) The taxes on this property are levied in the same manner and to the same extent, except as otherwise provided, as though the property had been in the county on the regular assessment date, provided that the property has not been regularly assessed for the year in some other county of the state.

(3) Nothing in this section shall be construed to levy a tax against a merchant or dealer within this state on goods, wares, or merchandise brought into the county to replenish the stock of the merchant or dealer in addition to the tax levied against the inventory of said merchant or dealer on the regular assessment date.

(4) Any motor vehicle not subject to the light vehicle license fee brought, driven, or coming into this state by any nonresident person temporarily employed in Montana and used exclusively for transportation of such person is subject to taxation and assessment for taxes as follows:

(a) The motor vehicle is taxed by the county in which it is located.

(b) One-fourth of the annual tax liability of the motor vehicle must be paid for each quarter or portion of a quarter of the year that the motor vehicle is located in Montana.

(c) The quarterly taxes are due the first day of the quarter.

(5) Agricultural harvesting machinery classified under class eight, licensed in other states, and operated on the lands of persons other than the owner of the machinery under contracts for hire shall be subject to a fee in lieu of taxation of \$35 per machine for a 60-day period. The machines shall be subject to taxation under class eight only if they are sold in Montana.""

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

April 14, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill No. 367, "AN ACT TO INSURE THAT STATUTES THAT IMPOSE NEW DUTIES ON SCHOOL DISTRICTS PROVIDE A SPECIFIC MEANS OF FINANCING," without my signature and recommend the attached amendment.

Subsection 3 of the bill provides that the trustees of a school district may appeal to the board of public education for relief from complying with a law which does not comply with the provisions of the bill. It further vests the board of public education with the authority to grant noncompliance relief upon finding that compliance with the law would require a substantial expenditure by the school district and that the law fails to meet the funding requirements of the bill.

Making a determination whether one law meets other legal requirements and granting relief from the obligations of a statute is a judicial function. Under Montana's Constitution, judicial powers are vested in the judiciary. A provision such as this, which purports to vest judicial power in an agency, is a nullity under Article III, Section 1, Separation of Powers.

Deleting subsection 3 remedies the Constitutional problem yet leaves the substance of the bill intact.

I urge your concurrence in this amendment.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENT  
TO HOUSE BILL NO. 367

1. Page 2, lines 5 through 21.  
Strike: subsection (3) in its entirety  
Re-number: subsequent subsections

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

April 15, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill

No. 18, "AN ACT TO REDUCE INDIVIDUAL INCOME TAX ON INTEREST INCOME EARNED BY A TAXPAYER; AMENDING SECTION 15-30-111, MCA; AND PROVIDING AN APPLICABILITY DATE," without my signature and recommend the attached amendments for the following reasons.

I propose amending HB 18 to allow an \$800 exemption on interest income to only those taxpayers age 65 and over and to change the title accordingly. Exempting a portion of interest income from federal income taxation is a major national priority of senior citizens for the 1981 White House Conference on Aging. Montana can be in the forefront of this national movement by making this exemption from state income taxes exclusively for senior citizens. By amending HB 18 in this manner, we can assure that tax relief will go to those who truly need it—the elderly, many of whom must exist on fixed incomes.

These amendments would reduce the fiscal impact of HB 18 from \$14 million to approximately \$4 million. The combination of HB 18 with these amendments and the property tax circuit breaker will provide dual tax reform for senior citizens—protection of the savings of a lifetime of hard work and financial security for the elderly living in the homes they have worked long and hard to buy and to maintain.

I urge your concurrence in these amendments.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENTS  
TO HOUSE BILL NO. 18

1. Title, line 6.  
Following: "TAXPAYER"  
Insert: "AGE 65 OR OLDER"
2. Page 2, line 6.  
Following: "taxpayer"  
Insert: "age 65 or older"

MESSAGES FROM THE OTHER HOUSE

The Senate, on 4/14/81, dissolved the Conference Committee on Senate Bill No. 42 and appointed a Free Conference Committee to meet with a like committee from the House to confer on Senate Bill No. 42.

The President reappointed the following members:

Senator McCallum, Chairman  
Senator Norman  
Senator S. Brown

The Senate, on 4/14/81, dissolved the Conference Committee on Senate Bill No. 376 and appointed a Free Conference Committee to meet with a like committee from the House to confer on Senate Bill No. 376.

The President reappointed the following members:

Senator Dover, Chairman  
Senator Keating  
Senator S. Brown



The Senate, on 4/14/81, dissolved the Conference Committee on Senate Bill No. 221 and appointed a Free Conference Committee to meet with a like committee from the House to confer on Senate Bill No. 221.

The President reappointed the following members:

Senator Elliott, Chairman  
Senator B. Brown  
Senator Van Valkenburg

House Amendments to Senate Bill and Senate Joint Resolution concurred in: 4/14/81

House Amendments to Senate Bill No. 392, introduced by S. Brown, Himsl

House Amendments to Senate Joint Resolution No. 8, introduced by Keating, Dover, Turnage, et al.

House Bill concurred in as amended and returned to the House for concurrence in Senate Amendments: 4/14/81

House Bill No. 838, introduced by Lund

Governor's Amendments to House Bill not concurred in and returned to the House: 4/14/81

Governor's Amendments to House Bill No. 286, introduced by Fabrega

House Bills concurred in and returned to the House: 4/14/81

House Bill No. 258, introduced by Hemstad, Marks, Pavlovich, et al.

House Bill No. 601, introduced by Curtiss, B. Brown

House Bill No. 827, introduced by Lory

House Bill not concurred in as amended and returned to the House: 4/14/81

House Bill No. 798, introduced by Hannah, Fabrega, D. O'Hara, et al.

Governor's Amendments to House Bills concurred in and returned to the House: 4/14/81

Governor's Amendments to House Bill No. 69, introduced by Donaldson

Governor's Amendments to House Bill No. 197, introduced by Donaldson

Governor's Amendments to House Bill No. 547, introduced by C. Smith, Ochsner, Conroy, et al.

Governor's Amendments to House Bill No. 593, introduced by Gould, Hart, Dozier, et al.

Governor's Amendments to House Bill No. 632, introduced by Sivertsen

### MOTIONS

Representative Eudaily moved that the Conference Committee on SB 238 be dissolved and that the Speaker be authorized to appoint the same representatives to a Free Conference Committee on SB 238. Motion carried.

Representative Moore moved that HB 666 and HB 563 be placed at the top of the Second Reading board this day. Motion carried.

Representative Gould moved that the Conference Committee on HB 161 be dissolved and that the Speaker be authorized to appoint the same representatives to a Free Conference Committee on HB 161. Motion carried.

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Briggs in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representatives Moore and Spilker present at this time.

Representative Dozier excused at this time.

That HB 869 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Keyser, Kitselman, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Meyer, Moore, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Seifert, Sivertsen, Spilker, Switzer, Thoft, Vinger, Williams, Winslow.

Total 63

Noes: Bardanouve, Bergene, Bertelsen, Devlin, Donaldson, Dussault, Ellerd, Ellison, Harper, Hart, Huennekens, Jensen, Kemmis, Kessler, Kropp, Lund, Metcalf, Mueller, Neuman, Oberg, Schultz, Shelden, Shontz, Smith, Stobie, Underdal, Vincent, Waldron, Wallin, Yardley, Zabrocki.

Total 31

Excused: Dozier, O'Connell.

Total 2

Absent or not voting: Brand, Keedy, Kennerly, Teague.

Total 4

Representative Dozier present at this time.

That HB 666 do pass. Representative Waldron made a substitute motion that HB 666, second reading copy, second printing, be amended. Amendment failed by the following vote:

Ayes: Andreason, Azzara, Bardanouve, Bengtson, Bertelsen, Cozzens, Devlin, Dussault, Ellerd, Eudaily, Hannah, Hanson, Harper, Hart, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kessler, Kropp, Lory, McBride, Metcalf, Mueller, Neuman, Oberg, O'Hara, Roth, Sales, Smith, Spilker, Switzer, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.

Total 41

Noes: Abrams, Anderson, Asay, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Donaldson, Dozier, Ellison, Ernst, Fabrega, Feda, Gould, Harp, Harrington, Hemstad, Holliday, Jacobsen, Kennerly, Keyser, Kitselman, Lund, Manning, Manuel, Marks, Matsko,

McLane, Menahan, Meyer, Moore, Nilson, Nordtvedt, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shontz, Stobie, Teague, Thoft, Underdal, Vincent, Zabrocki.

Total 55

Excused: O'Connell.

Total 1

Absent or not voting: Fagg, Shelden, Sivertsen.

Total 3

Representative Brand moved that HB 666, second reading copy, second printing, be amended. Amendment failed by the following vote:

Ayes: Abrams, Andreason, Azzara, Bardanouve, Bertelsen, Brand, Brown, Curtiss, Daily, Dozier, Dussault, Ernst, Eudaily, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Keyser, Lory, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Moore, Neuman, Nilson, Pavlovich, Quilici, Robbins, Shelden, Shontz, Spilker, Thoft, Yardley.

Total 44

Noes: Anderson, Asay, Bengtson, Bennett, Bergene, Briggs, Burnett, Conn, Conroy, Cozzens, Devlin, Donaldson, Ellerd, Ellison, Fabrega, Fagg, Feda, Hannah, Holliday, Huennekens, Hurwitz, Kennerly, Kessler, Kitseiman, Kropp, Lund, Marks, McLane, Meyer, Mueller, Nordtvedt, Oberg, O'Hara, Pistoria, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 51

Excused: O'Connell.

Total 1

Absent or not voting: Keedy, Phillips, Smith, Waldron.

Total 4

That the Committee rise and report and beg leave to sit again. (Briggs, Chairman). Report adopted. (85-5)

### MOTIONS

Representative Fabrega moved that the Conference Committee on SB 452 be dissolved and that the Speaker be authorized to appoint the same representatives to a Free Conference Committee on SB 452. Motion carried.

Representative Fagg moved that the Free Conference Committee on SB 392 be dissolved because the Senate has reconsidered and accepted the House amendments. Motion carried.

Representative Gould moved that the House reconsider its action yesterday in failing to pass SB 431 on Second Reading. Motion failed by the following vote:

Ayes: Abrams, Asay, Bertelsen, Brown, Conn, Conroy, Donaldson, Eudaily, Fabrega, Gould, Hannah, Hanson, Hemstad, Kanduch, Keyser, Kitseiman, Lory, Manning, Manuel, Matsko, \*Menahan, Moore, Mueller, Nilson, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Schultz, Seifert, Shontz, Sivertsen, Spilker, Switzer, Teague, Vincent, Vinger.

Total 38

Noes: Anderson, Andreason, Bardanouve, Bergene, Briggs, Burnett, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ernst, Fagg, Feda, Harper, Hart,



Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kemmis, Kennerly, Kessler, Kropp, Lund, McBride, McLane, Metcalf, Meyer, Neuman, Nordtvedt, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Stobie, Thoft, Underdal, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 47

Excused: O'Connell.

Total 1

Absent or not voting: Azzara, Bengtson, Bennett, Brand, Cozzens, Daily, Ellison, Harp, Harrington, Keedy, Shelden, Smith, Waldron, Winslow.

Total 14

\*Representative Menahan moved that his vote be changed from no to yes. Motion carried unanimously. See Motions on the 85th legislative day.

Representative Fagg moved that the House stand in recess until 7:00 p.m. Motion carried.

House recessed at 4:25 p.m.

House reconvened at 7:20 p.m.

## **SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative Seifert in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representatives Andreason, Ellerd, Gould, Keedy, and Teague excused at this time.

Representative Waldron moved that HB 666, second reading copy, second printing, be amended. Amendment failed by the following vote:

Ayes: Abrams, Asay, Bengtson, Cozzens, Dussault, Hannah, Hanson, Harper, Harrington, Hart, Huennekens, Hurwitz, Jensen, Kemmis, Kessler, Metcalf, Neuman, Nilson, Nordtvedt, O'Hara, Pistoria, Robbins, Roush, Sales, Shelden, Shontz, Spilker, Waldron, Williams, Yardley, Zabrocki.

Total 31

Noes: Anderson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hemstad, Holliday, Iverson, Jacobsen, Kanduch, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McBride, McLane, Meyer, Moore, Mueller, Pavlovich, Phillips, Quilici, Roth, Schultz, Seifert, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow.

Total 51

Excused: Andreason, Ellerd, Gould, Keedy, O'Connell, Teague.

Total 6

Absent or not voting: Azzara, Bardanouve, Conroy, Dozier, Feda, Harp, Manning, Menahan, Oberg, Ryan, Sivertsen, Smith.

Total 12



Representative Menahan moved that HB 666, second reading copy, second printing, be amended. Amendment failed by the following vote:

Ayes: Abrams, Brand, Brown, Daily, Dussault, Harrington, Hart, Hemstad, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Keyser, Manning, Manuel, McBride, Menahan, Moore, Nilson, Oberg, Pavlovich, Quilici, Robbins, Shelden, Thoft, Yardley.

Total 27

Noes: Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellison, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harp, Harper, Holliday, Huennekens, Hurwitz, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Metcalf, Meyer, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 63

Paired: Kemmis, Aye; Teague, No.

Excused: Andreason, Ellerd, Gould, Keedy, O'Connell.

Total 5

Absent or not voting: Azzara, Dozier, Ernst, Pistoria, Smith.

Total 5

Representative Keedy present at this time.

Representative Stobie moved that HB 666, second reading copy, second printing, be amended. Amendment failed by the following vote:

Ayes: Anderson, Bardanouve, Bennett, Brand, Conn, Devlin, Dussault, Harp, Hemstad, Hurwitz, Jensen, Kanduch, Kropp, Mueller, Neuman, Oberg, Ryan, Stobie, Thoft, Underdal, Waldron.

Total 21

Noes: Abrams, Asay, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conroy, Curtiss, Daily, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Switzer, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 68

Excused: Andreason, Ellerd, Gould, O'Connell, Teague.

Total 5

Absent or not voting: Azzara, Cozzens, Dozier, Pistoria, Shelden, Smith.

Total 6

Representative Menahan moved that HB 666, second reading copy, second printing, be amended. Amendment failed by the following vote:

Ayes: Azzara, Bertelsen, Brand, Brown, Conroy, Daily, Dussault, Harp, Harper, Harrington, Hart, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Keyser, Kropp, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Shelden, Thoft, Vincent, Vinger, Waldron, Williams, Yardley.

Total 39

Noes: Abrams, Anderson, Asay, Bengtson, Bennett, Bergene, Briggs, Burnett, Conn, Curtiss, Devlin, Donaldson, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hanson, Hemstad, Holliday, Huennekens, Keedy, Kessler, Lory, Lund, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, Phillips, Ryan, Sales, Schultz, Seifert, Sivertsen, Spilker, Stobie, Switzer, Underdal, Wallin, Winslow, Zabrocki.

Total 44

Excused: Andreason, Ellerd, Gould, O'Connell, Teague.

Total 5

Absent or not voting: Bardanouve, Cozzens, Dozier, Ellison, Hannah, Hurwitz, Iverson, Kitselman, Marks, O'Hara, Shontz, Smith.

Total 12

Representative Bardanouve moved that HB 666, second reading copy, second printing, be amended as follows:

1. Page 3, line 11.

Following: "accounts"

Insert: ", including interest earnings from investment of the proceeds of long-range building bonds issued under the authority of HB 563, 1981 session"

2. Page 8.

Following: line 15

Insert: "Construct            Laboratory            Animal            Facility,            MSU  
2,180,000            -0."

3. Page 8.

Following: line 18

Insert: "Construction of the animal laboratory at MSU will be financed with interest generated from investment of proceeds of bonds sales authorized by HB 563. Construction will not begin until bonds are sold."

4. Page 10, lines 9 and 10.

Strike: lines 9 and 10 in their entirety

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Andreason, Ellerd, Gould, O'Connell, Teague.

Total 5

Absent or not voting: Daily, Dozier, Smith.

Total 3

Representative Menahan moved that HB 666, second reading copy, second printing, be further amended as follows:

1. Page 11.

Following: line 16

Insert: "Section 12. Cities and counties will guarantee fire, police protection and various services on the buildings before construction is begun."

Renumber: subsequent section

Amendment passed by the following vote:

Ayes: Anderson, Asay, Azzara, Bardanouve, Bennett, Bergene, Brand, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Ernst, Fabrega, Fagg, Fedas, Harp, Harrington, Hart, Hemstad, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kennerly, Kropp, Lund, Manning, McBride, Menahan, Meyer, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Schultz, Shelden, Shontz, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki.

Total 56

Noes: Bengtson, Bertelsen, Briggs, Cozzens, Devlin, Donaldson, Dussault, Ellison, Eudaily, Hannah, Hanson, Harper, Keedy, Kemmis, Kessler, Keyser, Kitselman, Lory, Manuel, Matsko, McLane, Metcalf, Moore, Mueller, Neuman, Oberg, Roush, Sales, Seifert, Sivertsen, Spilker, Wallin, Winslow.

Total 33

Excused: Andreason, Ellerd, Gould, O'Connell, Teague.

Total 5

Absent or not voting: Abrams, Dozier, Holliday, Iverson, Marks, Smith.

Total 6

Representative Teague present at this time.

And HB 666, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedas, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 86

Noes: Asay, Brand, Burnett, Jensen, Roth, Ryan, Stobie, Yardley.

Total 8

Paired: Ellerd, Gould, Ayes; Burnett, Stobie, Noes.

Excused: Andreason, O'Connell.

Total 2

Absent or not voting: Bertelsen, Mueller, Shelden, Smith.

Total 4

Representative Bardanouve moved that HB 563, second reading copy, second printing, be amended as follows:



1. Page 1, line 17.

Strike: "\$33,730,505"

Insert: "\$31,550,505"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fedra, Hannah, Hanson, Harp, Harper, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.  
Total 82

Noes: None.

Total 0

Excused: Andreason, Ellerd, Gould, O'Connell.

Total 4

Absent or not voting: Bertelsen, Burnett, Dozier, Fagg, Harrington, Hart, Iverson, Kitselman, Lund, Moore, Mueller, Shelden, Smith, Yardley.

Total 14

Representatives Dussault, Fagg, Kemmis, Lund, Marks, Menahan, Sivertsen, and Spilker excused at this time.

Representative Moore moved that HB 563, second reading copy, second printing, be further amended as follows:

1. Page 1, line 23.

Following: "17-5-407."

Insert: "Income from investment of the bond proceeds prior to expenditure shall be deposited in the sinking fund for the payment of principal and interest and the accumulation of reserves for bonded or other indebtedness."

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fedra, Hannah, Hanson, Harp, Harper, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 75

Noes: None.

Total 0

Excused: Andreason, Dussault, Ellerd, Fagg, Gould, Kemmis, Lund, Marks, Menahan, O'Connell, Sivertsen, Spilker.  
Total 12

Absent or not voting: Asay, Bertelsen, Burnett, Dozier, Harrington, Hart, Iverson, Kessler, Manuel, Mueller, Shelden, Smith, Waldron.



Total 13

Representatives Dussault, Kemmis, and Menahan present at this time.

And HB 563, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Feda, Hanson, Harp, Harper, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 81

Noes: Burnett, Hannah, Neuman.

Total 3

Excused: Andreason, Ellerd, Fagg, Gould, Lund, Marks, O'Connell, Sivertsen, Spilker.

Total 9

Absent or not voting: Bertelsen, Harrington, Hart, Mueller, Shelden, Smith, Yardley.

Total 7

Representatives Dussault, Kemmis, Iverson, Menahan, Moore, and Sales excused at this time.

Representative Nordtvedt moved that consideration on SB 163 be passed for the day. Motion carried.

Representative Moore moved that consideration on SB 208 be passed for the day. Motion carried.

The Committee on Natural Resources excused at this time.

Representatives Dussault, Fagg, Kemmis, Lund, Marks, Menahan, Moore, and Spilker present at this time.

Representative Nordtvedt moved that SJR 26, as amended, be concurred in. Representative Teague made a substitute motion that consideration on SJR 26 be passed for the day. Motion failed. Representative Teague made a substitute motion that SJR 26 be passed to the bottom of the board. Motion carried.

That the Committee rise and report. (Seifert, Chairman). Representative Seifert moved the adoption of the Committee of the Whole Report. Representative Moore made a substitute motion to segregate HB 563 from the committee report and that, as amended, report be adopted. Motion carried. (74-0)

### UNFINISHED BUSINESS

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Bill No. 257:

Donaldson, Chairman  
Hanson  
Kanduch

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on the Governor's Amendments to House Bill No. 286:

Fabrega, Chairman  
Jensen  
Metcalf

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Bill No. 399:

Seifert, Chairman  
Hannah  
Robbins

The Speaker appointed the following new Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Bill No. 221:

Sales, Chairman  
Vinger  
Kessler

The Speaker appointed the following new Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Bill No. 50:

Sales, Chairman  
Vinger  
Dussault

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Bill No. 452:

Fabrega, Chairman  
Schultz  
Manning

Representative Fagg moved that the House adjourn until 9:00 a.m., April 16, 1981.

Motion carried.

House adjourned at 9:55 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk



## **EIGHTY-FIFTH LEGISLATIVE DAY**

Helena, Montana  
April 16, 1981

House Chambers  
Capitol Building

House convened at 9:25 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Andreason, Brand, Keedy, O'Hara, Shelden, Winslow, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the Eighty-first Legislative Day, find the same to be correct.

SPIPKER, Chairman

### **COMMUNICATIONS AND PETITIONS**

Representative O'Connell expressed her heartfelt thanks to the Assembly for their many kindnesses during her husband's final days, and she told the membership how thankful she was to work with and be a part of a group that was as thoughtful and supportive as this one.

### **REPORTS OF STANDING COMMITTEES**

**BILLS (Spilker, Chairman):** 4/15/81  
Correctly printed - HB 563, HB 666, HJR 66, HR 5.  
Correctly engrossed - HB 666, HB 869. 4/16/81  
Correctly enrolled - HB 69, HB 197, HB 547, HB 593, HB 601,  
HB 632, HB 827, HB 840.  
Examined by the sponsor (Donaldson) and found to be correct - HB 69,  
HB 197.  
Examined by the sponsor (Smith) and found to be correct - HB 547.  
Examined by the sponsor (Gould) and found to be correct - HB 593.  
Examined by the sponsor (Curtiss) and found to be correct - HB 601.  
Examined by the sponsor (Sivertsen) and found to be correct - HB 632.  
Examined by the sponsor (Lory) and found to be correct - HB 827.  
Examined by the sponsor (Bardanouve) and found to be correct -  
HB 840.  
Delivered to the Governor for his approval at 9:55 a.m., 4/16/81 -  
HB 13, HB 36, HB 223, HB 237, HB 300, HB 415, HB 480,  
HB 617, HB 621, HB 654, HB 675, HB 683, HB 725, HB 731,  
HB 740, HB 763, HB 832, HB 837.  
Delivered to the Governor for his approval at 2:10 p.m., 4/16/81 -  
HB 307, HB 560, HB 800, HB 853.

**HUMAN SERVICES (Gould, Chairman):** 4/15/81  
SJR 34, be concurred in. Report adopted.

**RULES (Fagg, Chairman):** 4/15/81  
SB 15, be concurred in. Report adopted.

### **REPORTS OF SELECT COMMITTEES**

**FREE CONFERENCE COMMITTEE**  
ON HOUSE BILL NO. 161  
Report No. 2, April 15, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on House Bill No. 161, met April 15, 1981, and considered:



Senate Committee on State Administration amendments to the third reading copy, dated March 25, 1981.

We recommend that:

The Senate recede from Committee amendments no. 1 through 8.

The Senate recede from Committee amendments to the Statement of Intent no. 1 and 2.

The reference copy of House Bill No. 161 be further amended as specified in clerical instructions no. 7 through 9.

The reference copy of House Bill No. 161 read as specified in the clerical instructions.

The Free Conference Committee Report on House Bill No. 161 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Statement of Intent, page 1, lines 16 and 17.

Following: "~~government~~"

Strike: "THE DEPARTMENT OF HIGHWAYS"

Insert: "state government"

2. Statement of Intent, page 2, line 23 through line 1 on page 3.

Following: line 22

Strike: remainder of subsection (12)

3. Title, line 6.

Following: "STATEWIDE"

Strike: "PILOT"

Insert: "STATEWIDE"

4. Title, line 7.

Following: "PROGRAM"

Strike: "IN THE DEPARTMENT OF HIGHWAYS"

5. Title, lines 8 and 9.

Following: "PROPOSALS"

Strike: "; AND PROVIDING A TERMINATION DATE"

6. Page 1, line 16 through line 1 on page 5.

Strike: all underlined material

Insert: all stricken material

7. Statement of Intent, page 3.

Following: line 1

Insert: "All provisions of this act shall expire and terminate on July 1, 1983."

8. Title, line 9.

Following: "DATE"

Insert: "; AND PROVIDING A TERMINATION DATE"

9. Page 5.

Following: line 1

Insert: "Section 7. Termination date. All provisions of this act shall terminate on July 1, 1983."

FOR THE HOUSE:

Gould  
Dussault

FOR THE SENATE:

Johnson  
Kolstad

Winslow

Towe

FREE CONFERENCE COMMITTEE  
ON SENATE AMENDMENTS TO HOUSE BILL NO. 209  
Report No. 1, April 14, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on House Bill No. 209, met April 14, 1981, and considered:

Senate Committee on Judiciary amendments to the third reading copy, dated March 23, 1981.

We recommend that:

The Senate recede from Committee amendments no. 1 and 2.

The Free Conference Committee Report on House Bill No. 209 be adopted.

FOR THE HOUSE:

FOR THE SENATE:

Keyser  
Brown  
Hannah

B. Brown  
Mazurek  
O'Hara

FREE CONFERENCE COMMITTEE  
ON HOUSE BILL NO. 301  
Report No. 2, April 15, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on House Bill No. 301, met April 15, 1981, and considered:

Senate Committee on Judiciary amendment, dated March 4, 1981;

Senate Committee of the Whole amendment, dated March 7, 1981; and

Conference Committee amendment, dated March 23, 1981.

We recommend that:

The Senate recede from Committee amendment no. 1.

The Senate recede from Committee of the Whole amendment no. 1.

The Conference Committee recede from Conference Committee amendment no. 1.

House Bill No. 301, reference bill, be amended as specified in the clerical instructions.

The Free Conference Committee Report on House Bill No. 301 be adopted.

CLERICAL INSTRUCTIONS:

1. Page 2, line 23 through line 14 on page 3.

Following: "(2)"

Strike: remainder of line 23 through line 14 on page 3

Insert: "A person convicted of criminal mischief shall be ordered to make restitution in an amount and manner to be set by the court. The court shall determine the manner and amount of restitution after full consideration of the convicted person's ability to pay the same. Upon good cause shown by the convicted person, the court

may modify any previous order specifying the amount and manner of restitution. Full payment of the amount of restitution ordered shall be made prior to the release of state jurisdiction over the person convicted."

## FOR THE HOUSE:

Matsko  
Gould  
Keedy

## FOR THE SENATE:

B. Brown  
Tveit  
Berg

FREE CONFERENCE COMMITTEE  
ON HOUSE BILL NO. 636  
Report No. 1, April 14, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on House Bill No. 636, met April 11, 1981, and considered:

Senate Committee of the Whole amendments to the third reading copy, dated March 19, 1981.

We recommend that:

The Senate recede from Committee of the Whole amendment no. 7; and the House accede to Committee of the Whole amendments no. 2 through 6 and 8 through 10.

The Senate recede from amendments no. 1 and 11 in their current form and amend these amendments as indicated in clerical instructions no. 2 and 7.

The reference copy of House Bill No. 636 read as specified in the clerical instructions.

The Free Conference Committee Report on House Bill No. 636 be adopted.

## CLERICAL INSTRUCTIONS:

1. Title, lines 12 and 13.

Following: "RULES;" on line 12

Strike: "TO" through "PUBLIC;" on line 13

2. Title, line 14.

Following: "AND"

Insert: "BIANNUAL"

3. Page 7, line 4.

Following: "~~three~~"

Strike: "FOUR"

Insert: "three"

4. Page 7, lines 9 through 11.

Following: "year." on line 9

Strike: "One" through "large." on line 11

5. Page 10, line 2.

Following: "therapist"

Strike: " , "

Insert: "or"

6. Page 10, line 3.

Following: "state"

Strike: "or a public member,"

7. Page 10, line 19.

Following: "LEAST"

Strike: "ANNUALLY"

Insert: "biannually"

8. Page 11, line 22.

Following: "SECTION"

Strike: "6"

Insert: "8"

9. Page 10, line 5.

Following: "SECTION 8."

Strike: "MESSAGE"

Insert: "massage"

10. Page 10, line 21.

Following: "PEACE"

Strike: "OFFICE"

Insert: "officer"

FOR THE HOUSE:

Feda  
Pavlovich  
Winslow

FOR THE SENATE:

S. Brown  
Keating  
Story

#### FREE CONFERENCE COMMITTEE

ON HOUSE BILL NO. 652

Report No. 1, April 14, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on House Bill No. 652, met April 14, 1981, and considered:

Senate Committee on Natural Resources amendments, dated March 26, 1981;

Senate Committee on Natural Resources amendments to the Statement of Intent, dated March 25, 1981; and

Senate Committee of the Whole amendments, dated March 31, 1981.

We recommend that:

The Senate recede from Committee amendments no. 1 through 6.

The Senate recede from Committee amendments to the Statement of Intent no. 1 through 4.

The Senate recede from Committee of the Whole amendments no. 1 through 3.

House Bill No. 652, reference bill, be amended as specified in the clerical instructions.

The Free Conference Committee Report on House Bill No. 652 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Title, line 13.

Strike: "INSTEAD"



Following: "A"  
Strike: "STATE"

2. Title, line 17.  
Following: "AND"  
Strike: "TO REVISE"  
Insert: "REVISING"

3. Title, lines 18 and 19.  
Following: "75-3-103"  
Strike: "AS AMENDED BY INITIATIVE 84"

4. Title, lines 19 and 20.  
Following: "75-3-302"  
Strike: "AS AMENDED BY INITIATIVE 84"

5. Title, lines 20 and 21.  
Following: "75-3-303"  
Strike: "AS AMENDED BY INITIATIVE 84"

6. Title, line 21.  
Following: "INITIATIVE 84;"  
Strike: "AND"

7. Title, line 22.  
Following: "AN"  
Strike: "IMMEDIATE"  
Following: "DATE"  
Insert: ";

8. Page 16, line 21 through line 8 on page 17.  
Following: the first "material" on line 21  
Strike: remainder of line 21 through line 8 on page 17  
Insert: ", high-level radioactive material, byproduct material as defined in section 75-3-103(1)(a), or special nuclear material, within the state of Montana.

(2) Notwithstanding subsection (1) of this section, the disposal in Montana of byproduct material, as defined in section 75-3-103(1)(b), produced in Montana, is authorized if done pursuant to a license issued by the United States or by the department.

(3) For purposes of subsection (1) of this section "radioactive material" means any material, or combination of materials, which spontaneously emits ionizing radiation and for which a specific license is required by the United States or by the department.

(4) For purposes of subsection (1) of this section, "disposal" means the deposit of any container or vehicle content.

(5) For purposes of subsection (1), "high-level radioactive material" means radioactive material consisting of spent nuclear fuel or the highly radioactive waste resulting from the reprocessing of spent nuclear fuel."

Renumber: subsequent subsections

9. Page 22, line 14.  
Following: "SECTION"  
Strike: "19"  
Insert: "18"

10. Page 22, lines 15 and 16.  
Following: "EFFECTIVE"

Strike: "OR SHALL BE REPLACED BY THE PROVISIONS OF INITIATIVE 84"

11. Page 22.

Strike: lines 21 through 25 in their entirety

Insert:

"☐ FOR excepting uranium and thorium mill tailings produced in Montana from the ban on disposal of most radioactive waste and providing a regulatory system.

☐ AGAINST excepting uranium and thorium mill tailings produced in Montana from the ban on disposal of most radioactive waste and providing a regulatory system."

FOR THE HOUSE:

Iverson  
Conroy  
Keyser

FOR THE SENATE:

Keating  
Dover  
Van Valkenburg

FREE CONFERENCE COMMITTEE  
ON HOUSE BILL NO. 692  
Report No. 1, April 14, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on House Bill No. 692, met April 14, 1981, and considered:

Senate Committee on Business and Industry amendments to the third reading copy, dated March 21, 1981.

We recommend that:

The House accede to Committee amendment no. 1.

House Bill No. 692 be further amended as specified in the clerical instructions.

The reference copy of House Bill No. 692 read as specified in the clerical instructions.

The Free Conference Committee Report on House Bill No. 692 be adopted.

CLERICAL INSTRUCTIONS:

1. Page 2, line 6.

Following: "\$50"

Insert: "per brewery"

FOR THE HOUSE:

Meyer  
Pavlovich  
Bergene

FOR THE SENATE:

Kolstad  
Lee  
Boylan

FREE CONFERENCE COMMITTEE  
ON SENATE BILL NO. 50  
Report No. 1, April 15, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on Senate Bill No. 50, met April 15, 1981, and considered:

House Committee on Local Government amendments to the third reading copy, dated March 26, 1981; and

House Committee of the Whole amendments to the third reading copy, dated March 28, 1981.

We recommend that:

The House recede from Standing Committee amendments no. 1 and 3.

The Senate accede to Standing Committee amendments no. 2 and 4 through 9.

The Senate accede to Committee of the Whole amendment no. 1.

Senate Bill No. 50 be further amended as specified in clerical instructions no. 3 through 6.

The reference copy of Senate Bill No. 50 read as specified in the clerical instructions.

The Free Conference Committee Report on Senate Bill No. 50 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Page 4, line 17.

Following: "30,000.:"

Insert: "."

2. Page 4, line 18.

Following: "(A)"

Insert: "(a)"

Following: "\$14,000"

Insert: "for the counties of the first through fifth class"

3. Page 4, line 22.

Following: "CENSUS; ~~OR~~"

Strike: " "

Insert: " ; or"

4. Page 5.

Following: line 1

Insert: "(b) \$12,000 for the counties of the sixth and seventh class to the population increment of \$20 per 100 persons or major fraction thereof in the county's population as determined by the 1980 federal decennial census."

5. Page 6, lines 7 and 8.

Following: "salary"

Strike: remainder of lines 7 and 8

Insert: "calculated by adding to his annual salary on July 1, 1981, an increment of 70% of the last previous calendar year's consumer price index for all urban consumers, U.S. department of labor, bureau of labor statistics, or other index that the bureau of business and economic research of the university of Montana may in the future recognize as the successor to that index. The cost-of-living increment for the fiscal year beginning July 1, 1983, and for each subsequent fiscal year, shall be added to all cost-of-living increments granted for previous years."

6. Page 7, line 20.

Following: "recorder"

Insert: "plus \$2,000"

## FOR THE HOUSE:

Sales  
Dussault  
Vinger

## FOR THE SENATE:

McCallum  
Ochsner  
Thomas

FREE CONFERENCE COMMITTEE  
ON SENATE BILL NO. 221  
Report No. 1, April 16, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on Senate Bill No. 221, met April 16, 1981, and considered:

House Committee on Local Government amendments to the third reading copy, dated March 24, 1981.

We recommend that:

The House recede from Standing Committee amendments no. 1 and 2.

Senate Bill No. 221 be further amended as specified in clerical instruction no. 3.

The reference copy of Senate Bill No. 221 read as specified in the clerical instructions.

The Free Conference Committee Report on Senate Bill No. 221 be adopted.

CLERICAL INSTRUCTIONS:

1. Page 6, lines 7 and 8.

Following: "payable"

Insert: all stricken language

2. Page 6, lines 15 through 19.

Following: line 14

Insert: all stricken language

3. Page 6, line 5.

Following: "specified"

Insert: "and that were issued after July 1, 1981,"

## FOR THE HOUSE:

Sales  
Vinger  
Kessler

## FOR THE SENATE:

Elliott  
B. Brown  
Van Valkenburg

FREE CONFERENCE COMMITTEE  
ON SENATE BILL NO. 238  
Report No. 1, April 15, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on Senate Bill No. 238, met April 15, 1981, and considered:

House Committee on Judiciary amendments to the third reading copy, dated March 25, 1981.

We recommend that:

The House recede from Committee amendments no. 1 and 3 through 5.



The Senate accede to Committee amendments no. 2 and 6 through 8.

Senate Bill No. 238 be further amended as specified in clerical instruction no. 5.

The reference copy of Senate Bill No. 238 read as specified in the clerical instructions.

The Free Conference Committee Report on Senate Bill No. 238 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Title, line 5.

Following: "~~PLAINTIFF~~"

Strike: "~~PARTY~~"

Insert: "SUCCESSFUL PLAINTIFF"

2. Page 2, line 19.

Following: "~~than~~"

Strike: "CLOSER IN VALUE TO"

Insert: "equal to or greater than"

3. Page 2, lines 22 and 23.

Following: "~~agent~~"

Strike: "THAN THE AMOUNT CONTAINED IN THE DEFEND-  
ANT'S LAST WRITTEN OFFER TO THE PLAINTIFF"

4. Page 3, lines 2 through 7.

Following: "~~contrary.~~"

Strike: all underlined language

5. Page 2, line 5.

Following: "action"

Insert: "for property damage"

Following: "~~arising~~"

Strike: "FOR PROPERTY DAMAGE"

#### FOR THE HOUSE:

Eudaily  
Conn  
Daily

#### FOR THE SENATE:

Story  
Mazurek  
Towe

#### CONFERENCE COMMITTEE ON HOUSE AMENDMENTS TO SENATE BILL NO. 286 Report No. 1, April 14, 1981

Mr. President and Speaker of the House:

We, your Conference Committee on Senate Bill No. 286, met April 14, 1981, and considered:

House Committee on Judiciary amendments to the third reading copy, dated March 25, 1981.

We recommend that:

The Senate accede to Committee amendments no. 1 through 4 and 6 through 10.

The House recede from Committee amendment no. 5.

The reference copy of Senate Bill No. 286 read as specified in the clerical instructions.

The Conference Committee Report on Senate Bill No. 286 be adopted.

# CLERICAL INSTRUCTIONS:

1. Page 4, lines 19 through 21.

Following: "~~department~~"

Strike: "HE HAS SERVED AT LEAST ONE-HALF OF THE  
TIME REQUIRED TO BE CONSIDERED FOR PAROLE AND"

FOR THE HOUSE:

FOR THE SENATE:

Seifert  
Curtiss  
Yardley

Anderson  
O'Hara  
Van Valkenburg

## CONFERENCE COMMITTEE ON HOUSE AMENDMENTS TO SENATE BILL NO. 352 Report No. 1, April 14, 1981

Mr. President and Speaker of the House:

We, your Conference Committee on Senate Bill No. 352, met April 14, 1981, and considered:

House Committee on Business and Industry amendments to the third reading copy, dated March 12, 1981.

We recommend that:

The House recede from Committee amendments no. 1 through 4.

The reference copy of Senate Bill No. 352 read as specified in the clerical instructions.

The Conference Committee Report on Senate Bill No. 352 be adopted.

# CLERICAL INSTRUCTIONS:

1. Page 5, line 9.

Following: "~~aggregate~~"

Insert: "for mental illness, alcoholism, and drug addiction in the aggregate"

2. Page 5, lines 10 through 13.

Following: "\$1,000"

Strike: all underlined language

3. Page 5, line 15.

Following: "~~aggregate,~~"

Insert: ", for mental illness, alcoholism, and drug addiction in the aggregate,"

4. Page 5, lines 17 through 19.

Following: "limit"

Strike: all underlined language

FOR THE HOUSE:

FOR THE SENATE:

Andreason  
Bergene  
Oberg

Goodover  
Blaylock  
Olson

## CONFERENCE COMMITTEE ON HOUSE AMENDMENTS TO SENATE BILL NO. 483 Report No. 1, April 15, 1981

Mr. President and Speaker of the House:

We, your Conference Committee on Senate Bill No. 483, met April 15, 1981, and considered:

House Committee on Taxation amendments to the third reading copy, dated April 2, 1981; and

House Committee of the Whole amendments to the third reading copy, dated April 6, 1981.

We recommend that:

The Senate accede to Standing Committee amendments no. 1 through 12, 14, and 15.

The House recede from Standing Committee amendment no. 13.

The House recede from Committee of the Whole amendments no. 1 and 2.

The reference copy of Senate Bill No. 483 read as specified in the clerical instructions.

The Conference Committee Report on Senate Bill No. 483 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Page 10, lines 21 and 22.

Following: "him"

Strike: "EACH YEAR THAT A CHANGE IN CLASSIFICATION OR APPRAISED VALUE OCCURS"

2. Page 12, lines 9 through 16.

Following: "courts."

Strike: all underlined language

FOR THE HOUSE:

Harp  
Dozier  
Switzer

FOR THE SENATE:

B. Brown  
Norman  
Turnage

#### MESSAGES FROM THE GOVERNOR

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

April 15, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 7, 74, 88, 96, 413, 545.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

April 15, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return Senate Bill No. 162, "AN ACT TO PROVIDE FOR CONTRIBUTION FROM JOINT TORTFEASORS; AMENDING SECTION 27-1-703, MCA," without my signature and recommend the attached amendments for the following reasons.

Senate Bill No. 162, as passed, reforms Montana common law pertaining to apportionment of contribution among joint tortfeasors which has formed the basis of professional judgments already exercised by attorneys on cases now in process. Since SB 162 could be construed as a change in procedure rather than substantive law, it is possible that the courts could apply the apportionment principles to cases that are presently filed but that have not been brought to trial before July 1, 1981.

The amendment that I am proposing will allow SB 162 to operate on all causes of action that accrue to plaintiffs after July 1, while also allowing cases presently in process to remain unaffected.

In addition, I am also proposing an amendment to the title of SB 162 so that it will more accurately reflect the contents of the bill.

I urge your concurrence in these amendments.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENTS  
TO SENATE BILL NO. 162

1. Title, line 5.

Following: "TORTFEASORS"

Insert: "AND PROVIDING FOR JOINDER OF PARTIES"

2. Page 2, line 16.

Following: line 15

Insert: "Section 2. Applicability. This act shall apply only to causes of action arising after the effective date of this act."

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

April 15, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return Senate Bill No. 426, "AN ACT TO REESTABLISH THE BOARD OF



OPTOMETRISTS UNDER EXISTING STATUTORY AUTHORITY AND RULES; PROVIDING FOR STAGGERED 4-YEAR TERMS FOR BOARD MEMBERS; REMOVING RESTRICTIONS AGAINST ADVERTISING; CLARIFYING THE AUTHORITY TO FIT CONTACT LENSES; UPDATING THE GROUNDS FOR REVOCATION OF A LICENSE; REMOVING RESTRICTIONS PROHIBITING OPTOMETRISTS FROM BEING EMPLOYED BY ANYONE OTHER THAN A LICENSED OPTOMETRIST; AMENDING SECTIONS 2-8-103, 2-15-1612, 37-10-301, AND 37-10-311, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE," without my signature and recommend the attached amendments.

As introduced, the bill would have removed restrictions prohibiting optometrists from being employed by anyone other than a licensed optometrist, but this restriction was put back into the bill during the legislative process. Therefore, the title of the bill must be amended to strike the clause stating that this restriction is removed by the bill.

Also, section 4 of the bill amends Section 37-10-301(1)(k) so as to make it unlawful for a person to place a lens to direct, contiguous contact with the human eyeball unless licensed as an optometrist. The way the subsection reads after amendment, it is unlawful for anyone to place a lens in their own eye unless licensed as an optometrist. This problem is corrected by striking the word "place" from this subsection.

I urge your concurrence in these amendments.

Sincerely,

TED SCHWINDEN  
Governor

#### GOVERNOR'S PROPOSED AMENDMENTS TO SENATE BILL NO. 426

1. Title, lines 10 through 12.

Following: "LICENSE;" on line 10

Strike: "REMOVING RESTRICTIONS PROHIBITING OPTOMETRISTS FROM BEING EMPLOYED BY ANYONE OTHER THAN A LICENSED OPTOMETRIST;"

2. Page 9, line 21.

Following: "FIT,"

Strike: "PLACE,"

#### MESSAGES FROM THE OTHER HOUSE

The Senate, on 4/15/81, dissolved the Conference Committee on Senate Bill No. 238 and appointed a new Free Conference Committee and requested the House of Representatives to appoint a like committee to confer on Senate Bill No. 238.

The President appointed the following members:

Senator Story, Chairman  
Senator Mazurek  
Senator Towe

The Senate, on 4/15/81, dissolved the Conference Committee on Senate Bill No. 50 and appointed a new Free Conference Committee and requested the House of Representatives to appoint a like committee to confer on Senate Bill No. 50.

The President appointed the following members:

Senator McCallum, Chairman  
Senator Ochsner  
Senator Thomas

The Senate, on 4/15/81, dissolved the Conference Committee on Senate Bill No. 286 and appointed a new Free Conference Committee and requested the House of Representatives to appoint a like committee to confer on Senate Bill No. 286.

The President appointed the following members:

Senator Anderson, Chairman  
Senator O'Hara  
Senator Van Valkenburg

The Senate, on 4/15/81, dissolved the Conference Committee on Senate Bill No. 452 and appointed a new Free Conference Committee and requested the House of Representatives to appoint a like committee to confer on Senate Bill No. 452.

The President reappointed the following members:

Senator Himsl, Chairman  
Senator Halligan  
Senator S. Brown

The Senate, on 4/15/81, acceded to the request of the House of Representatives and appointed a new Free Conference Committee to meet with a like committee from the House to confer on House Bill No. 161.

The President appointed the following members:

Senator Johnson, Chairman  
Senator Kolstad  
Senator Towe

The Senate, on 4/15/81, acceded to the request of the House of Representatives and appointed a new Free Conference Committee to meet with a like committee from the House to confer on House Bill No. 71.

The President appointed the following members:

Senator Story, Chairman  
Senator S. Brown  
Senator Mazurek

The Senate, on 4/15/81, appointed a Free Conference Committee to meet with a like committee from the House to confer on the Governor's Amendments to House Bill No. 286.

The President appointed the following members:

Senator Lee, Chairman  
Senator Kolstad  
Senator Boylan

The Senate, on 4/14/81, dissolved the Conference Committee on Senate Bill No. 33 and appointed a new Free Conference Committee and requested the House of Representatives to appoint a like committee to confer on Senate Bill No. 33.

The President reappointed the following members on 4/15/81:

Senator Goodover, Chairman  
Senator Olson  
Senator Mazurek

The Senate, on 4/14/81, dissolved the Conference Committee on Senate Bill No. 243 and appointed a new Free Conference Committee and requested the House of Representatives to appoint a like committee to confer on Senate Bill No. 243.

The President appointed the following members on 4/15/81:

Senator Dover, Chairman  
Senator Tveit  
Senator Graham

House Bill concurred in with Statement of Intent attached and returned to the House for concurrence in Statement of Intent: 4/15/81

House Bill No. 620, introduced by Burnett

House Bills concurred in as amended and returned to the House for concurrence in Senate Amendments: 4/15/81

House Bill No. 290, introduced by Keedy, Donaldson

House Bill No. 469, introduced by Thoft, Bennett, Nordtvedt, et al.

House Bill No. 865, introduced by Lund

House Bills concurred in and returned to the House: 4/15/81

House Bill No. 568, introduced by Hemstad, Pavlovich, Donaldson, et al.

House Bill No. 854, introduced by Ernst, Shontz, Jacobsen, et al.

House Bill No. 863, introduced by Lund

House Bill No. 864, introduced by Lund, Hammond

House Bill No. 870, introduced by Nordtvedt, Sivertsen, Burnett, et al.

House Bill concurred in and returned to the House: 4/16/81

House Bill No. 840, introduced by Bardanouve, Van Valkenburg

### MOTIONS

Representative Fagg moved that the rules be suspended to allow all bills passing Second Reading this day to be heard on Third Reading this same day. Motion carried.

Representative Fagg moved that the rules be suspended to allow all bills passing out of committee today to be heard on Second Reading this same day. Motion carried.

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Keyser in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Donaldson excused at this time.

Representative Sivertsen moved that SB 163, third reading copy, be amended as follows:

1. Page 3, line 19.

Following: "ASSOCIATION."

Insert: "In addition, the commissioner of agriculture shall be an ex officio nonvoting member."

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 76

Noes: Burnett, Ryan.

Total 2

Excused: Andreason, Brand, Donaldson, Keedy, O'Hara, Shelden, Winslow.

Total 7

Absent or not voting: Conroy, Cozzens, Fabrega, Fagg, Feda, Harper, Harrington, Hart, Huennekens, Jensen, Kanduch, Kropp, Lory, Moore, Oberg.

Total 15

Representative Sivertsen moved that SB 163, third reading copy, be further amended as follows:

1. House Taxation Committee amendment no. 23, dated 4/9/81, section 28, subsection (2)(b) of insertion.

Following: "[section]"

Strike: "30"

Insert: "10"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Curtiss, Daily, Dozier, Dussault, Ellerd, Ellison, Ernst, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Sivertsen, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 73

Noes: Briggs, Burnett, Conroy, Devlin, Kropp, Moore, Ryan, Smith, Stobie, Switzer.



Total 10

Excused: Andreason, Brand, Donaldson, Keedy, O'Hara, Shelden, Winslow.

Total 7

Absent or not voting: Cozzens, Eudaily, Fabrega, Fagg, Hannah, Hemstad, Huennekens, Jensen, Oberg, Shontz.

Total 10

Representatives Brand and Shelden present at this time.

Representative Sivertsen moved that SB 163, third reading copy, be further amended. Amendment failed by the following vote:

Ayes: Abrams, Anderson, Bengtson, Dussault, Harper, Hart, Holliday, Kanduch, Kennerly, Lund, Manuel, Metcalf, Nilson, Oberg, Robbins, Shontz, Sivertsen, Teague, Vincent, Vinger, Williams, Yardley.

Total 22

Noes: Asay, Azzara, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Dozier, Ellerd, Ellison, Eudaily, Feda, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jacobsen, Kessler, Keyser, Kitselman, Kropp, Lory, Marks, Matsko, McBride, McLane, Meyer, Mueller, Neuman, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Roth, Roush, Ryan, Sales, Seifert, Shelden, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Waldron, Wallin, Zabrocki.

Total 57

Excused: Andreason, Donaldson, Keedy, O'Hara, Winslow.

Total 5

Absent or not voting: Bardanouve, Brand, Daily, Ernst, Fabrega, Fagg, Gould, Harrington, Huennekens, Jensen, Kemmis, Manning, Menahan, Moore, Quilici, Schultz.

Total 16

Representative Fagg excused at this time.

Representatives Keedy and O'Hara present at this time.

Representative Sivertsen moved that SB 163, as amended, be concurred in. Representative Nordtvedt made a substitute motion that SB 163, as amended, be not concurred in. Motion failed by the following vote:

Ayes: Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Feda, Gould, Hannah, Hanson, Hurwitz, Jensen, Keyser, Kitselman, Kropp, Matsko, McLane, Moore, Mueller, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Roth, Ryan, Sales, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Thoft, Vinger, Wallin, Winslow, Zabrocki.

Total 47

Noes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Brand, Brown, Conn, Dozier, Dussault, Ernst, Fagg, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Lory, Lund, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, Pavlovich, Robbins, Roush, Schultz, Shelden, Sivertsen, Teague, Underdal, Vincent, Waldron, Williams, Yardley.

Total 48

Paired: Donaldson, Spilker, Winslow, Ayes; Fagg, Lund, Metcalf, Noes.

Excused: Andreason.

Total 1

Absent or not voting: Daily, Fabrega, Huennekens, Marks.

Total 4

Representative Kemmis excused at this time.

Representative Nordtvedt moved that SB 163, third reading copy, be further amended as follows:

1. Page 16.

Strike: lines 4 through 13 in their entirety

Renumber: subsequent sections

Amendment passed by the following vote:

Ayes: Asay, Bardanouve, Bennett, Bertelsen, Burnett, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Ellison, Eudaily, Feda, Hannah, Hanson, Hurwitz, Jensen, Keedy, Kessler, Keyser, Kitselman, Kropp, Lory, Matsko, Meyer, Moore, Mueller, Nordtvedt, O'Connell, Phillips, Pistoria, Robbins, Roth, Ryan, Sales, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Thoft, Vincent, Vinger, Wallin, Williams, Yardley.

Total 47

Noes: Abrams, Anderson, Azzara, Bengtson, Bergene, Brand, Briggs, Brown, Conn, Daily, Dozier, Dussault, Ernst, Gould, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Kennerly, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Neuman, Nilson, Oberg, Roush, Schultz, Shelden, Sivertsen, Teague, Underdal, Waldron, Zabrocki.

Total 43

Excused: Andreason, Donaldson, Fagg, Kemmis, Winslow.

Total 5

Absent or not voting: Fabrega, Marks, O'Hara, Pavlovich, Quilici.

Total 5

Representatives Holliday and Menahan excused at this time.

Representative Winslow present at this time.

Representative Sivertsen moved that SB 163, third reading copy, be further amended. Amendment failed by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bengtson, Brand, Brown, Daily, Dozier, Dussault, Ernst, Harper, Harrington, Hart, Huennekens, Jacobsen, Jensen, Kennerly, Lund, Manning, Manuel, McBride, Metcalf, Neuman, Nilson, Oberg, Roush, Schultz, Shelden, Sivertsen, Smith, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 36

Noes: Anderson, Asay, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Ellison, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Iverson, Kanduch, Keedy, Kessler, Keyser, Kitselman, Kropp, Lory, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roth, Ryan, Sales, Seifert, Shontz, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 52

Excused: Andreason, Donaldson, Fagg, Holliday, Kemmis, Menahan.

Total 6

Absent or not voting: Fabrega, Hurwitz, Marks, Matsko, Pavlovich, Quilici.

Total 6

Representative Sivertsen moved that SB 163, as amended, be concurred in. Motion failed by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bertelsen, Brand, Brown, Conn, Daily, Dozier, Dussault, Ernst, Fagg, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Lory, Lund, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, Roush, Schultz, Shelden, Sivertsen, Teague, Underdal, Vincent, Waldron, Williams, Yardley.

Total 46

Noes: Asay, Bennett, Bergene, Briggs, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Fedra, Gould, Hannah, Hanson, Hurwitz, Jensen, Kanduch, Keyser, Kitselman, Kropp, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Thoft, Vinger, Wallin, Winslow, Zabrocki.

Total 48

Paired: Fagg, Holliday, Kemmis, Menahan, Metcalf, Ayes; Burnett, Curtiss, Donaldson, Moore, Spilker, Noes.

Excused: Andreason.

Total 1

Absent or not voting: Fabrega, Huennekens, Marks, Matsko, Pavlovich.

Total 5

Representative Spilker moved that the House reconsider its action on SB 163. Motion carried.

Representative Nordtvedt moved that SB 163, as amended, be not concurred in. Motion carried by the following vote:

Ayes: Asay, Bennett, Bergene, Briggs, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Fedra, Gould, Hannah, Hanson, Hurwitz, Jensen, Kanduch, Keyser, Kitselman, Kropp, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Thoft, Vinger, Wallin, Winslow, Zabrocki.

Total 48

Noes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bertelsen, Brand, Brown, Conn, Daily, Dozier, Dussault, Ernst, Fagg, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Lory, Lund, Manning, Manuel, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, Roush, Schultz, Shelden, Sivertsen, Teague, Underdal, Vincent, Waldron, Williams, Yardley.

Total 45

Paired: Burnett, Curtiss, Donaldson, Moore, Spilker, Ayes; Fagg, Holliday, Kemmis, Menahan, Metcalf, Noes.

Excused: Andreason.

Total 1

Absent or not voting: Fabrega, Harp, Huennekens, Marks, Matsko, Pavlovich.

Total 6



That the Committee rise and report and beg leave to sit again. (Keyser, Chairman). Report adopted. (54-32)

### MOTIONS

Representative Moore moved that HB 563 be placed at the top of the Second Reading board. Motion carried.

Representative Seifert moved that the Conference Committee on SB 33 be dissolved and that the Speaker be authorized to appoint the same representatives to a new Free Conference Committee. Motion carried.

Representative Fagg moved that the House stand in recess until 1:00 p.m. Motion carried.

House recessed at 12:10 p.m.

House reconvened at 2:30 p.m.

### COMMUNICATIONS AND PETITIONS

Representative Bardanouve arose on a point of personal privilege. He read a letter from several Justices of the Supreme Court accusing him of lying about the Court on the floor of the House and insisting that he participate in a press conference concerning his views on the Judiciary. Unbeknown to him, the Justices had given a copy of their letter to him to the press. He felt that his Constitutional rights, as stated in Article V, section 8, of the Montana Constitution, had been violated. The Speaker quoted that section as follows:

Section 8. Immunity. A member of the legislature is privileged from arrest during attendance at sessions of the legislature and in going to and returning therefrom, unless apprehended in the commission of a felony or a breach of the peace. *He shall not be questioned in any other place for any speech or debate in the legislature.*

The Assembly, in discussion, was appalled at this sort of attack and questioned its poor taste, if nothing else.

Representative Fagg moved that the House give Representative Bardanouve a vote of confidence in his fiscal responsibility and the gentlemanly manner in which he has always conducted himself. Motion carried unanimously.

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Spilker moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative Keyser in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representatives Donaldson, Fagg, Holliday, Kemmis, and Menahan present at this time.

Representative Bardanouve moved that HB 563, second reading copy, second printing, be amended as follows:



1. Page 1, line 17.

Strike: "\$33,730,505"

Insert: "\$31,550,505"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 83

Noes: Brand, Burnett.

Total 2

Excused: Andreason.

Total 1

Absent or not voting: Asay, Cozzens, Donaldson, Ellison, Fagg, Hannah, Harper, Lory, Lund, Matsko, Nilson, Shelden, Sivertsen, Yardley.

Total 14

And HB 563, as amended, do pass by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Andreason.

Total 1

Absent or not voting: Asay, Brand, Fagg, Hannah, Shelden, Vinger.

Total 6

Representative Moore moved that SB 208, third reading copy, be amended as follows:

1. Page 1, line 21.

Following: "board"

Strike: "; and"

Insert: ". Interest rates shall not exceed 10%; and"

2. Page 4, line 7.

Following: "exceeds"

Strike: "40"

Insert: "20"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Keyser, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Brand, Huennekens, Keedy, Kessler, Manning, Teague.

Total 6

Excused: Andreason.

Total 1

Absent or not voting: Cozzens, Donaldson, Fabrega, Fagg, Kitselman, Marks, Mueller, Shelden.

Total 8

Representative Moore moved that SB 208, as amended, be concurred in. Motion carried by the following vote:

Ayes: Anderson, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Brown, Conn, Dozier, Dussault, Eudaily, Fabrega, Fagg, Gould, Hanson, Harper, Harrington, Hart, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Lory, Manning, Matsko, McBride, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Quilici, Roush, Seifert, Spilker, Thoft, Vincent, Waldron, Williams, Yardley.

Total 49

Noes: Abrams, Asay, Bennett, Briggs, Burnett, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Ellison, Ernst, Feda, Hannah, Harp, Hemstad, Holliday, Jacobsen, Jensen, Kitselman, Kropp, Lund, Manuel, McLane, Moore, Mueller, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Ryan, Sales, Schultz, Shontz, Sivertsen, Smith, Stobie, Switzer, Teague, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 45

Excused: Andreason.

Total 1

Absent or not voting: Daily, Donaldson, Marks, Pistoria, Shelden.

Total 5

Representative Nordtvedt moved that the Governor's Amendments to HB 18 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Azzara, Bardanouve, Bergene, Bertelsen, Brand, Burnett, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hart, Huennekens, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan,

Metcalf, Moore, Mueller, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Robbins, Roush, Schultz, Shelden, Sivertsen, Spilker, Switzer, Thoft, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 63

Noes: Abrams, Asay, Bengtson, Bennett, Briggs, Brown, Conn, Cozzens, Ellerd, Fabrega, Hannah, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Keedy, Kropp, McLane, Meyer, Neuman, Nordtvedt, Phillips, Quilici, Roth, Ryan, Sales, Shontz, Smith, Stobie, Underdal, Vincent.  
Total 32

Excused: Andreason.  
Total 1

Absent or not voting: Harp, Marks, Seifert, Teague.  
Total 4

Representative Hanson excused at this time.

Representative Oberg moved that SJR 26, third reading copy, be amended as follows:

1. Page 1, line 15.  
Following: "purposes"  
Insert: "and this property is of a different nature than other property subject to trending"
2. Page 2, line 4.  
Following: "for the"  
Strike: "valuation"  
Insert: "determination of market value"
3. Page 2, lines 10 and 11.  
Following: "shall"  
Strike: ", within 30 days of passage of this resolution,"
4. Page 2, line 13.  
Following: "fixtures"  
Insert: "for tax years beginning after December 31, 1981"

Amendment passed by the following vote:

Ayes: Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Conn, Donaldson, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Feda, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Seifert, Shontz, Sivertsen, Thoft, Underdal, Vincent, Waldron, Williams, Yardley, Zabrocki.  
Total 63

Noes: Abrams, Bennett, Briggs, Brown, Burnett, Curtiss, Daily, Devlin, Ernst, Fagg, Gould, Hannah, Harp, Huennekens, Kropp, McLane, Neuman, Roth, Ryan, Schultz, Smith, Spilker, Stobie, Switzer, Teague, Vinger, Wallin, Winslow.  
Total 28

Excused: Andreason, Hanson.  
Total 2

Absent or not voting: Conroy, Cozzens, Hurwitz, Lund, O'Hara, Pavlovich, Shelden.

Total 7

Representatives Fagg, Kemmis, Marks, Menahan, and Underdal excused at this time.

Representative Nordtvedt moved that SJR 26, as amended, be concurred in. Motion carried by the following vote:

Ayes: Anderson, Asay, Bertelsen, Briggs, Burnett, Conroy, Cozzens, Curtiss, Devlin, Ellerd, Ernst, Eudaily, Fedra, Gould, Hannah, Harp, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Keyser, Kitselman, Kropp, Lory, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Pavlovich, Phillips, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Vinger, Wallin, Winslow, Zabrocki.

Total 52

Noes: Abrams, Azzara, Bardanouve, Bennett, Bergene, Brand, Brown, Conn, Daily, Dozier, Dussault, Ellison, Fabrega, Harper, Harrington, Huennkens, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Lund, Manning, Manuel, McBride, Metcalf, Neuman, Nilson, Öberg, O'Connell, Pistoria, Quilici, Roush, Shelden, Teague, Vincent, Waldron, Williams, Yardley.

Total 40

Paired: Hannah, Aye; Kemmis, No.

Excused: Andreason, Fagg, Hanson, Marks, Menahan, Underdal.

Total 6

Absent or not voting: Bengtson, Donaldson.

Total 2

That HB 868 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennkens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 80

Noes: None.

Total 0

Excused: Andreason, Fagg, Hanson, Kemmis, Marks, Menahan, Underdal.

Total 7

Absent or not voting: Bardanouve, Bengtson, Bennett, Burnett, Cozzens, Daily, Donaldson, Ellison, Lund, Öberg, Quilici, Shelden, Stobie.

Total 13

Representative Anderson moved that Senate Amendments to HB 611 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra,



Gould, Hannah, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Andreason, Fagg, Hanson, Marks, Underdal.

Total 5

Absent or not voting: Bengtson, Cozzens, Donaldson.

Total 3

Representative Spilker moved that consideration on SB 126 be passed for the day. Motion carried.

Representative Nordtvedt moved that SB 210, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Gould, Hannah, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: Brand, Manning, Waldron.

Total 3

Excused: Andreason, Fagg, Hanson, Kemmis, Marks, Menahan, Underdal.

Total 7

Absent or not voting: Bardanouve, Bengtson, Conroy, Cozzens, Donaldson, Dozier, Ellison, Fedá, Lund, Shelden, Smith.

Total 11

Representative Menahan present at this time.

Representative Azzara moved that SB 322, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bennett, Bergene, Brand, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Ellerd, Eudaily, Fabrega, Fedá, Gould, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Roush, Sales, Shelden, Shontz, Sivertsen, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Zabrocki.

Total 65

Noes: Bertelsen, Briggs, Ellison, Ernst, Hannah, Hurwitz, Jensen, Kitselman, Kropp, Mueller, Neuman, O'Hara, Phillips, Robbins, Roth, Ryan, Schultz, Seifert, Smith, Spilker, Stobie, Wallin, Williams, Winslow, Yardley.

Total 25

Excused: Andreason, Fagg, Hanson, Kemmis, Marks, Underdal.

Total 6

Absent or not voting: Bengtson, Cozzens, Donaldson, Dussault.

Total 4

Representative Stobie moved that SB 361 be passed to the bottom of the board. Motion carried.

Representatives Fagg and Kemmis present at this time.

Representative Eudaily moved that SB 377 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Andreason, Hanson, Marks, Underdal.

Total 4

Absent or not voting: Bengtson, Bennett, Cozzens, Donaldson, Harrington, Kennerly, Menahan, Phillips, Shontz, Winslow.

Total 10

Representative Harp moved that SB 269, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bergene, Briggs, Brown, Conn, Daily, Devlin, Dozier, Dussault, Ellerd, Ernst, Fabrega, Fagg, Harp, Harrington, Hart, Holliday, Iverson, Jacobsen, Keedy, Kemmis, Keyser, Manuel, Matsko, McLane, Meyer, Nilson, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Sales, Schultz, Shelden, Smith, Spilker, Switzer, Thoft, Vincent, Vinger, Waldron, Wallin.

Total 46

Noes: Bardanouve, Bennett, Bertelsen, Brand, Burnett, Curtiss, Eudaily, Feda, Gould, Hannah, Harper, Hemstad, Huennekens, Jensen, Kanduch, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, McBride, Moore, Mueller, Neuman, Oberg, O'Hara, Robbins, Roth, Roush, Ryan, Seifert, Sivertsen, Stobie, Teague, Williams, Yardley, Zabrocki.

Total 39

Excused: Andreason, Hanson, Marks, Underdal.

Total 4

Absent or not voting: Bengtson, Conroy, Cozzens, Donaldson, Ellison, Hurwitz, Menahan, Metcalf, Phillips, Shontz, Winslow.

Total 11

Representatives Marks and Underdal present at this time.

Representative Winslow excused at this time.

That HB 867 do pass. Representative Moore made a substitute motion that HB 867 do not pass. Motion failed by the following vote:

Ayes: Asay, Bennett, Bergene, Bertelsen, Briggs, Conroy, Cozzens, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fedra, Hannah, Huennekens, Hurwitz, Jensen, Keedy, Kitselman, Kropp, Marks, Matsko, Moore, Mueller, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Wallin, Winslow.

Total 40

Noes: Abrams, Anderson, Azzara, Bardanoue, Bengtson, Brand, Brown, Burnett, Conn, Curtiss, Daily, Dozier, Dussault, Eudaily, Fabrega, Fagg, Gould, Harp, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nordtvedt, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Sheldon, Shontz, Teague, Thoft, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 56

Paired: Winslow, Aye; Quilici, No.

Excused: Andreason, Hanson.

Total 2

Absent or not voting: Harrington, Nilson.

Total 2

That HB 867 do pass by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanoue, Bengtson, Brand, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Harp, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Sheldon, Shontz, Teague, Thoft, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki.

Total 61

Noes: Anderson, Bennett, Bergene, Bertelsen, Briggs, Cozzens, Devlin, Donaldson, Ellerd, Ellison, Hannah, Huennekens, Hurwitz, Jensen, Keedy, Kitselman, Kropp, Marks, Matsko, Moore, Mueller, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Wallin, Winslow.

Total 36

Paired: Quilici, Aye; Winslow, No.

Excused: Andreason, Hanson.

Total 2

Absent or not voting: Harrington.

Total 1



That the Committee rise and report. (Keyser, Chairman). Report adopted. (90-4)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Representative Harrington excused at this time.

Representative Winslow present at this time.

House Bill No. 666 was passed by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 86

Noes: Asay, Brand, Burnett, Jensen, Keyser, Lund, Menahan, Mueller, Smith, Stobie.  
Total 10

Paired: Harrington, Aye; Burnett, No.

Excused: Andreason, Hanson.  
Total 2

Absent or not voting: Fagg, Ryan.  
Total 2

House Bill No. 869 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Keyser, Kitselman, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Meyer, Moore, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Mr. Speaker.  
Total 80

Noes: Bardanouve, Bertelsen, Dussault, Harper, Hart, Huennekens, Kemmis, Kessler, Kropp, Lund, Metcalf, Mueller, Oberg, Schultz, Shelden, Shontz, Waldron, Yardley, Zabrocki.  
Total 19

Paired: Andreason, Fagg, Hannah, Hanson, Harrington, Hemstad, Pavlovich, Quilici, Spilker, Ayes; Hart, Kemmis, Shontz, Noes.

Excused: None.  
Total 0



Absent or not voting: Burnett.

Total 1

House Bill No. 563 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, \*Fabrega, Fagg, Fedra, Gould, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, \*Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Brand, Burnett, Hannah, Jensen, Kropp, Lund, Stobie.

Total 7

Paired: Harrington, Menahan, Ayes; Burnett, No.

Excused: Andreason, Hanson.

Total 2

Absent or not voting: None.

Total 0

\*Representatives Fabrega and Meyer moved that their votes be changed from no to yes. Motions carried unanimously. See Motions.

Senate Bill No. 208, as amended, failed to be concurred in by the following vote:

Ayes: Anderson, Azzara, Bardanouve, Bertelsen, Brand, Conn, Daily, Dozier, Dussault, Eudaily, Fagg, Gould, Harper, Hart, Huennekens, Hurwitz, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Lory, Manning, Manuel, McBride, Menahan, Metcalf, Nilson, Oberg, Quilici, Shelden, Teague, Thoft, Vincent, Waldron, Williams, Yardley.

Total 37

Noes: Abrams, Asay, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Fedra, Hannah, Harp, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Keyser, Kitselman, Kropp, Lund, Matsko, McLane, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Wallin, Winslow, Zabrocki, Mr. Speaker.

Total 60

Excused: Andreason, Hanson, Harrington.

Total 3

Absent or not voting: None.

Total 0

Governor's Amendments to House Bill No. 18 were concurred in by the following vote:

Ayes: Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier,

Dussault, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Harp, Harper, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, O'Connell, \*O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Shelden, Sivertsen, Spilker, Switzer, Teague, Thoft, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 72

Noes: Abrams, Brand, Briggs, Brown, Burnett, Cozzens, Ellerd, Fabrega, Hannah, Holliday, Jacobsen, Keedy, McBride, McLane, Neuman, Nordtvedt, Phillips, Sales, Seifert, Shontz, Smith, Stobie, Underdal, Vincent.

Total 24

Excused: Andreason, Hanson, Harrington.

Total 3

Absent or not voting: Roth.

Total 1

\*Representative O'Hara moved that his vote be changed from no to yes. Motion carried unanimously. See Motions.

Senate Joint Resolution No. 26, as amended, was concurred in by the following vote:

Ayes: Anderson, Azzara, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Harp, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Keyser, Kitselman, Lory, Manuel, Matsko, McLane, Menahan, Meyer, Moore, Mueller, Nilson, Nordtvedt, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki, Mr. Speaker.

Total 66

Noes: Abrams, Bardanouve, Bengtson, Bennett, Bergene, Brand, Dozier, Dussault, Ellison, Fabrega, Harper, Huennekens, Jensen, Kennerly, Kessler, Kropp, Lund, Manning, McBride, Metcalf, Neuman, Oberg, O'Connell, Pistoria, Quilici, Teague, Vincent, Waldron, Williams, Yardley.

Total 30

Excused: Andreason, Hanson, Harrington.

Total 3

Absent or not voting: Asay.

Total 1

House Bill No. 868 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Fagg, Underdal.

Total 2

Excused: Andreason, Hanson, Harrington.

Total 3

Absent or not voting: Sales.

Total 1

Representative Harrington present at this time.

Senate Bill No. 210, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Andreason, Hanson.

Total 2

Absent or not voting: None.

Total 0

Senate Bill No. 322, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Brand, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Eudaily, Fabrega, Fagg, Feda, Gould, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Roush, Shelden, Shontz, Sivertsen, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Zabrocki.

Total 64

Noes: Bertelsen, Burnett, Cozzens, Ellerd, Ellison, Ernst, Hannah, Harp, Hurwitz, Jensen, Kitselman, Kropp, Lund, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Ryan, Sales, Seifert, Smith, Spilker, Stobie, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 32

Excused: Andreason, Hanson.

Total 2

Absent or not voting: Briggs, Schultz.

Total 2



Senate Bill No. 377 was concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, \*Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Andreason, Hanson.

Total 2

Absent or not voting: Jensen, Switzer.

Total 2

\*Representative Kropp moved that his vote be changed from no to yes. Motion carried unanimously. See Motions.

Senate Bill No. 269, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Fabrega, Fagg, Feda, Gould, Harp, Harrington, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lund, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 73

Noes: Bennett, Brown, Dussault, Eudaily, Hannah, Harper, Hemstad, Huennekens, Jensen, Kropp, Lory, Manning, McBride, Moore, Mueller, Neuman, Robbins, Roush, Ryan, Seifert, Smith, Stobie, Waldron, Yardley.

Total 24

Excused: Andreason, Hanson.

Total 2

Absent or not voting: Switzer.

Total 1

House Bill No. 867 was passed by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Brand, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Gould, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria,



Quilici, Robbins, Roush, Schultz, Shelden, Shontz, Teague, Thoft, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki.

Total 63

Noes: Anderson, Bennett, Bergene, Bertelsen, Briggs, Conroy, Cozzens, Donaldson, Ellerd, Ellison, Feda, Hannah, Huennekens, Hurwitz, Jensen, Keedy, Kitselman, Kropp, Matsko, Moore, Mueller, Phillips, Roth, Ryan, Sales, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Wallin, Winslow, Mr. Speaker.

Total 35

Excused: Andreason, Hanson.

Total 2

Absent or not voting: None.

Total 0

### MOTIONS

Representative Kropp moved that his vote on SB 377, Third Reading, be changed from no to yes. Motion carried unanimously.

Representative O'Hara moved that his vote on the Governor's Amendments to HB 18, Third Reading, be changed from no to yes. Motion carried unanimously.

Representative Menahan moved that his vote on SB 431, the motion to reconsider, on the 84th legislative day, be changed from no to yes. Motion carried unanimously.

Representative Meyer moved that his vote on HB 563, Third Reading, be changed from no to yes. Motion carried unanimously.

Representative Anderson moved that the Speaker be authorized to appoint a Free Conference Committee on Senate Amendments to HB 611. Motion carried.

Representative Fabrega moved that his vote on HB 563, Third Reading, be changed from no to yes. Motion carried unanimously.

Representative Sales moved that the Conference Committee on HB 558 be dissolved and that the Speaker be authorized to appoint the same representatives to a Free Conference Committee. Motion carried.

### UNFINISHED BUSINESS

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on House Bill No. 611:

Donaldson, Chairman  
Anderson  
Bengtson

The Speaker appointed the following new Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Bill No. 33:

Seifert, Chairman  
Anderson  
Huennekens

The Speaker appointed the following new Free Conference Committee of three to meet with a like committee from the Senate to confer on House Bill No. 558:

Sales, Chairman  
Vinger  
Dussault

Representative Fagg moved that the House adjourn until 10:00 a.m.,  
April 17, 1981.

Motion carried.

House adjourned at 5:30 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk



## EIGHTY-SIXTH LEGISLATIVE DAY

Helena, Montana  
April 17, 1981

House Chambers  
Capitol Building

House convened at 10:05 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Azzara, Brand, Sales, excused. Quorum present.

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 4/17/81  
Correctly enrolled - HB 568, HB 854, HB 863, HB 864.  
Examined by the sponsor (Hemstad) and found to be correct - HB 568.  
Examined by the sponsor (Ernst) and found to be correct - HB 854.  
Examined by the sponsor (Lund) and found to be correct - HB 863, HB 864.  
Signed by the Speaker at 5:15 p.m., 4/16/81 - HB 840.  
Signed by the Speaker at 4:50 p.m., 4/17/81 - HB 69, HB 197, HB 547, HB 593, HB 601, HB 632, HB 827.  
Delivered to the Governor for his approval at 6:00 p.m., 4/16/81 - HB 840.  
Delivered to the Governor for his approval at 3:15 p.m., 4/17/81 - HB 69, HB 197, HB 547, HB 593, HB 601, HB 632, HB 827.

TAXATION (Nordtvedt, Chairman): 4/14/81  
SB 283, be concurred in. Report adopted.

### REPORTS OF SELECT COMMITTEES

FREE CONFERENCE COMMITTEE  
ON HOUSE BILL NO. 286  
Report No. 1, April 16, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on House Bill No. 286, met April 16, 1981, and considered:

Governor's proposed amendments, dated March 31, 1981.

We recommend that:

The House recede from the Governor's proposed amendments, dated March 31, 1981.

The reference copy of House Bill No. 286 read as specified in the clerical instructions.

The Free Conference Committee Report on House Bill No. 286 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Statement of Intent, line 15.  
Following: "REGULATION"  
Insert: ", excluding alien insurers"
2. Page 2, line 6.  
Following: "DEPARTMENT"  
Insert: ", excluding alien insurers"



## FOR THE HOUSE:

Fabrega  
Jensen  
Metcalf

## FOR THE SENATE:

Lee  
Kolstad  
Boylan

FREE CONFERENCE COMMITTEE  
ON SENATE BILL NO. 33  
Report No. 2, April 16, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on Senate Bill No. 33, met April 16, 1981, and considered:

House Committee on Judiciary amendments to the third reading copy, dated March 26, 1981; and

House Committee of the Whole amendments to the third reading copy, dated March 30, 1981.

We recommend that:

The Senate accede to Standing Committee amendments no. 1 through 9, dated March 26, 1981.

The Senate accede to Committee of the Whole amendment no. 1, dated March 30, 1981.

Senate Bill No. 33 be further amended as indicated in the clerical instructions.

The reference copy of Senate Bill No. 33 read as specified in the clerical instructions.

The Free Conference Committee Report on Senate Bill No. 33 be adopted.

CLERICAL INSTRUCTIONS:

1. Page 51, line 4.  
Strike: line 4 in its entirety

## FOR THE HOUSE:

Seifert  
Anderson  
Huennekens

## FOR THE SENATE:

Goodover  
Olson  
Mazurek

FREE CONFERENCE COMMITTEE  
ON SENATE BILL NO. 376  
Report No. 1, April 15, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on Senate Bill No. 376, met April 15, 1981, and considered:

House Committee on Natural Resources amendments to the third reading copy, dated March 27, 1981; and

House Committee of the Whole amendments to the third reading copy, dated March 31, 1981.

We recommend that:

The House recede from the first part of Committee amendment no. 10 designated subsection (5); and the Senate accede to Committee amendments no. 1 through 9 and the second part of Committee amendment no. 10 designated subsection (6).

The House recede from Committee of the Whole amendment no. 2; and the Senate accede to Committee of the Whole amendments no. 1 and 3.

Senate Bill No. 376 be further amended as indicated in the clerical instructions.

The reference copy of Senate Bill No. 376 read as specified in the clerical instructions.

The Free Conference Committee Report on Senate Bill No. 376 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Page 22, lines 13 through 15.

Following: line 12

Strike: lines 13 through 15

Insert: "(5) The waiver provided for in subsection (3) does not apply to consideration of alternatives or minimum adverse environmental impact for a facility defined in subsections (10)(b), (c), (d), or (e) of 75-20-104, for an associated facility defined in subsection (3) of 75-20-104 or for any portion of or process in a facility defined in subsection (10)(a) of 75-20-104 to the extent that the process or portion of the facility is not subject to a permit issued by the department of health or board of health."

#### FOR THE HOUSE:

Mueller  
Brown  
Burnett

#### FOR THE SENATE:

Dover  
S. Brown  
Keating

#### FREE CONFERENCE COMMITTEE ON SENATE BILL NO. 452 Report No. 1, April 16, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on Senate Bill No. 452, met April 16, 1981, and considered:

House Committee on Business and Industry amendments to the third reading copy, dated March 24, 1981.

We recommend that:

The Senate accede to Committee amendments no. 1 through 11.

Senate Bill No. 452 be further amended as indicated in the clerical instructions.

The reference copy of Senate Bill No. 452 read as specified in the clerical instructions.

The Free Conference Committee Report on Senate Bill No. 452 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Title, line 11.

Following: "~~REQUIREMENTS,~~"

Insert: "REDUCING APPRENTICESHIP TERM;"

2. Title, line 16.

Following: "~~37-30-307,~~"

Insert: "37-30-305,"

3. Page 14.

Following: line 23

Insert: "Section 6. Section 37-30-305, MCA, is amended to read:

"37-30-305. Application for barber's certificate — examination. On completion of ~~1 year~~ 3 months of apprenticeship under the immediate personal supervision of a licensed barber, an apprentice must apply to the department to take the examination for a barber's certificate of registration. An apprentice may take the examination for a barber's certificate of registration as many as three times before expiration of the apprentice card. If an apprentice fails to pass the examination for a barber's certificate of registration three times, he shall surrender the apprentice card to the department and may not be authorized to do the acts which constitute the practice of barbering."

Renumber: subsequent sections

FOR THE HOUSE:

Fabrega  
Manning  
Schultz

FOR THE SENATE:

Himsel  
S. Brown  
Halligan

### MESSAGES FROM THE GOVERNOR

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

April 16, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 90, 102, 110, 258, 265, 299, 304, 379, 481, 573, 594.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

April 16, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill

No. 34, "AN ACT TO REVISE THE INCOME LIMITATIONS APPLICABLE TO PROPERTY TAX EXEMPTION FOR 100 PERCENT DISABLED VETERANS; AMENDING SECTION 15-6-211, MCA; AND PROVIDING AN APPLICABILITY DATE," without my signature and recommend the attached amendment for the following reasons.

House Bill No. 34 as passed requires a taxpayer to show no more than a certain income level as reported on his federal income tax return. It is possible that some otherwise qualified applicant may not be required to file a federal return.

The "Statement of Intent" that I am proposing makes it clear that the Department of Revenue may adopt rules to permit such an applicant to receive the benefits of the exemption provided in Section 15-6-211, MCA, even though he was not required to file a federal return.

I urge your concurrence in this amendment.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENT  
TO HOUSE BILL NO. 34

1. Insert: "STATEMENT OF INTENT"

In the event that an individual or married couple, otherwise entitled to the exemption provided by this act, are not required to file a federal income tax return, the department of revenue may adopt rules to enable these taxpayers to demonstrate that they meet the income limitations."

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

April 16, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill No. 38, "AN ACT TO AMEND SECTION 2-4-307, MCA, RELATING TO OMISSIONS FROM THE ADMINISTRATIVE RULES OF MONTANA OR THE MONTANA ADMINISTRATIVE REGISTER," without my signature and recommend the following amendments.

House Bill No. 38, as passed, may create significant problems for agencies required to conform to federal regulations. Under House Bill No. 38, amendments of federal regulations incorporated by reference are not effective for at least 30 days after publication in the "Montana Administrative Register." If a hearing is requested, the effective date of the rule may be considerably later than the 30 days. The effects of this "gap" period, when ARM does not conform to required federal regulations, may result in losses of federal financial participation and other liabilities to the state general fund.



House Bill 38, also has technical problems regarding how and when a hearing is requested and the impact of that request on the effective date of the federal regulation amendment. The bill as passed envisions that a hearing request be governed by 2-4-302, MCA, which deals with prospective rulemaking rather than 2-4-315, MCA, which deals with petitions for amendments to rules that already have a properly noticed effective date.

The amendments that I am proposing provide solutions to both of these problems while ensuring the public's right to a hearing.

I urge your concurrence in these amendments.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENTS  
TO HOUSE BILL NO. 38

1. Page 3, line 8.

Following: "incorporation"

Strike: ", WHICH"

Insert: ". The"

2. Page 3, line 9.

Following: "IS"

Strike: "ISSUED"

Insert: "published unless the 30 days causes a delay that jeopardizes compliance with federal law or qualification for federal funding in which event the effective date may be no sooner than the date of publication."

3. Page 3, line 11.

Following: "UNDER"

Strike: "2-4-302(4) PRIOR TO THE EFFECTIVE DATE OF THE RULE, AND"

Insert: "2-4-315 by either 10% or 25, whichever is less, of the persons who will be directly affected by the incorporation, by a governmental subdivision or agency, or by an association having not less than 25 members who will be directly affected."

4. Page 3, line 12.

Following: "AND"

Strike: "no"

Insert: "No"

5. Page 3, lines 16 through 18.

Strike: these lines in their entirety

Insert: "the petition for hearing shall contain a request for an amendment, and may contain suggested language, reasons for an amendment, and any other information pertinent to the subject of the rule."

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

April 16, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol

Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill No. 215, "AN ACT TO PROVIDE DISTRICT COURTS AND JUSTICES' COURTS WITH CONCURRENT ORIGINAL JURISDICTION IN ALL CRIMINAL CASES AMOUNTING TO MISDEMEANOR; AMENDING SECTION 3-5-302, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE," without my signature and recommend the attached amendment.

As introduced, HB 215 provided district courts and justices' courts with concurrent jurisdiction in all criminal cases amounting to misdemeanor. The bill, however, was amended after introduction to provide for concurrent jurisdiction only in certain, specified instances. The title of the bill was not changed to reflect this amendment.

I am proposing an amendment to the title simply to make it reflect the content of the bill.

I urge your concurrence in this amendment.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENT  
TO HOUSE BILL NO. 215

1. Title, line 6.  
Following: "IN"  
Strike: "ALL"  
Insert: "CERTAIN"

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

April 16, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill No. 510, "AN ACT TO AMEND SECTIONS 18-2-201 AND 18-2-202, MCA, TO LIMIT THE NUMBER OF INDIVIDUAL SURETIES AND AUTHORIZE THE USE OF DEPOSITS AND SECURITIES IN LIEU OF SURETY BONDS ON GOVERNMENT CONSTRUCTION PROJECTS," without my signature and recommend the attached amendment.

As introduced, HB 510 would have limited the number of individual sureties on bonds for government construction projects. The bill, however, was amended after introduction to delete this limit, and other language was substituted. The title was never amended to reflect this change.

I am proposing an amendment to the title simply to make it reflect the content of the bill.

I urge your concurrence in this amendment.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENT  
TO HOUSE BILL NO. 510

1. Page 2, lines 6 and 7.

Following: "TO" on line 6

Strike: "LIMIT THE NUMBER OF INDIVIDUAL SURETIES  
AND"

Insert: "PROVIDE THAT SURETIES MUST BE ACCEPTABLE  
TO GOVERNMENTAL BODY AND THAT SURETY  
COMPANIES MUST BE LICENSED, AND TO"

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

April 17, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 80, 127, 291, 360, 398, 424, 463, 467, 524, 533, 538, 546, 557, 562, 566, 600, 624, 698, 703, 704, 766, 790, 815.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

April 17, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby veto House Bill No. 626, "AN ACT TO REPEAL THE "EXCLUSIONARY RULE"; PROVIDING A CIVIL REMEDY FOR VIOLATION OF A PERSON'S CONSTITUTIONAL PRIVACY RIGHTS AND SEARCH AND SEIZURE RIGHTS; REQUIRING SUSPENSION OR DISMISSAL FROM EMPLOYMENT FOR AN AGENT OF THE STATE OR A POLITICAL SUBDIVISION THEREOF WHO WRONGFULLY VIOLATES A PERSON'S CONSTITUTIONAL SEARCH AND SEIZURE RIGHTS; AMENDING SECTION 46-5-104, MCA; REPEALING SECTION 46-13-302, MCA," without my signature.

HB 626, as passed, repeals the "Exclusionary Rule" which protects a citizen from the use of evidence which has been obtained by an unlawful search and seizure for trial purposes. In its place, HB 626 provides a civil remedy for violations of a citizen's constitutional right of privacy, and protection against unreasonable search and seizure. In addition, HB 626 requires suspension or dismissal of a law enforcement official who wrongly violates these constitutional rights.

The "Exclusionary Rule" was developed to enforce our constitutional right of privacy and protection against unreasonable search and seizure. Because an action for damages may not adequately guarantee these Constitutional rights, HB 626 may be unconstitutional. Any benefits realized by using unconstitutionally seized evidence are outweighed by the costs a free society must pay as a whole.

Proponents of HB 626, who constituted a legislative majority, searched for an alternative to the exclusionary rule. They argued persuasively that the alternatives proposed would prevent suspects from getting off on "technicalities".

Opponents of HB 626 argue that it will encourage overzealous police to invade our homes with the slightest provocation or, conversely, create "do-nothing cops" hesitant to conduct a search and seizure for fear of dismissal. Neither alternative is acceptable in a society dedicated to upholding law and order.

Complex issues force hard decisions. The issues surrounding HB 626 are complicated, emotional and allow reasonable people to differ. Complexity and emotion, however, must not be allowed to obscure the "bottom line". *Protection against unlawful search and seizure, and the right of individual privacy in our homes, are principles fundamental to our society.*

Currently, a good faith attempt is made by law enforcement officials to act on probable cause before embarking on any search and seizure. The specter of harassment from lawsuits or dismissal may destroy the good faith effort to enforce the law in the spirit of the Constitution.

As Justice Brandeis succinctly said, "If the government becomes a law-breaker, it breeds contempt for law . . .". In support of "law and order" and with a strong personal commitment to the sanctity of our homes, I hereby veto House Bill No. 626.

Sincerely,

TED SCHWINDEN  
Governor

### MESSAGES FROM THE OTHER HOUSE

The Senate, on 4/16/81, acceded to the request of the House of Representatives and dissolved the Conference Committee on House Bill No. 692 and appointed a Free Conference Committee to meet with a like committee from the House to confer on House Bill No. 692.

The President reappointed the following members:

Senator Kolstad, Chairman  
Senator Lee  
Senator Boylan

House Bill indefinitely postponed and returned to the House: 4/16/81

House Bill No. 42, introduced by Nordtvedt



House Amendments to Senate Bills and Senate Joint Resolutions concurred in: 4/16/81

House Amendments to Senate Bill No. 17, introduced by Thomas

House Amendments to Senate Bill No. 19, introduced by B. Brown

House Amendments to Senate Bill No. 409, introduced by Manning, Galt

House Amendments to Senate Bill No. 422, introduced by Graham, Manning

House Amendments to Senate Joint Resolution No. 25, introduced by McCallum

House Amendments to Senate Joint Resolution No. 27, introduced by Kolstad, Norman, Blaylock, et al.

House Amendments to Senate Joint Resolution No. 29, introduced by Stimatz, Hazelbaker

Free Conference Committee Reports adopted: 4/16/81

Free Conference Committee Report on Senate Bill No. 253

Free Conference Committee Report on Senate Bill No. 320

Free Conference Committee Report on House Bill No. 336

Free Conference Committee Report on House Bill No. 488

Free Conference Committee Report on House Bill No. 642

Conference Committee Reports adopted: 4/16/81

Conference Committee Report on House Bill No. 26

Conference Committee Report on House Bill No. 135

Conference Committee Report on Senate Bill No. 152

Conference Committee Report on House Bill No. 270

House Bills and House Joint Resolutions concurred in and returned to the House: 4/16/81

House Bill No. 674, introduced by Fabrega, Nilson, Dussault, et al.

House Bill No. 851, introduced by Bardanouve, Roth, Briggs, et al.

House Joint Resolution No. 20, introduced by Menahan

House Joint Resolution No. 26, introduced by Moore, Dussault, Marks

House Joint Resolution No. 46, introduced by Williams, Bengtson, Donaldson, et al.

House Joint Resolution No. 51, introduced by Bertelsen

House Joint Resolution No. 59, introduced by R. Anderson, B. Brown, Stephens, et al.

House Joint Resolution No. 62, introduced by Williams, Conroy, Iverson, et al.

House Joint Resolution No. 63, introduced by Moore, Feda, Phillips, et al.

House Bills concurred in as amended and returned to the House for concurrence in Senate Amendments: 4/16/81

House Bill No. 27, introduced by Keyser, Roth, Underdal, et al.

House Bill No. 45, introduced by Vincent, Eudaily, Schultz, et al.

House Bill No. 580, introduced by Feda

House Bill No. 810, introduced by Lund

### MOTIONS

Representative Conroy moved that the Speaker be authorized to reappoint a Free Conference Committee on HB 652 and that the bill be referred to that committee for amendment. Motion carried.

Representative Fagg moved that the 24-hour rule be suspended to allow all bills reported out of committee today to be placed immediately on Second Reading. Motion carried.

Representative Fagg moved that the rules be further suspended to allow all bills passed on Second Reading today to be placed immediately on Third Reading. Motion carried.

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Vincent in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Kemmis moved that consideration on SB 126 be passed for the day. Motion carried.

Representative Underdal moved that SB 361 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.  
Total 68

Noes: Daily, Dozier, Dussault, Harper, Harrington, Hart, Huennekens, Keedy, Kemmis, McBride, Metcalf, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Shelden, Shontz, Waldron, Yardley.  
Total 20

Excused: Azzara, Brand, Sales.

Total 3

Absent or not voting: Anderson, Bardanouve, Bergene, Curtiss, Fabrega, Fagg, Keyser, Lund, Nilson.

Total 9

Representative Burnett moved that HB 873, second reading copy, be amended. Amendment failed by the following vote:

Ayes: Burnett, Curtiss, Ellerd, Hannah, Harper, Harrington, Jensen, McLane, Nordtvedt, O'Hara, Seifert, Sivertsen, Stobie.

Total 13

Noes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Shelden, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 76

Excused: Azzara, Brand, Sales.

Total 3

Absent or not voting: Andreason, Cozzens, Kropp, Marks, Ryan, Shontz, Smith, Winslow.

Total 8

That HB 873 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Bennett, Keedy.

Total 2

Excused: Azzara, Brand, Sales.

Total 3

Absent or not voting: Bergene, Huennekens, Underdal.

Total 3

That the Committee rise and report and beg leave to sit again. (Vincent, Chairman). Report adopted. (69-3)

Representative Fagg moved that the House stand in recess until 1:15 p.m. Motion carried.

House recessed at 11:05 a.m.

### SPECIAL ORDERS OF THE DAY

The House of Representatives observed Good Friday with a short service in the House chamber attended by House and Senate members, Governor Schwinden, members of the Supreme Court, and other elected officials.

The invocation was given by Reverend Lokensgard, followed by "Whispering Hope" sung by nine of the legislative wives. The Reverend John Moes offered his reflections on what Good Friday symbolizes and Reverend Lokensgard sang the moving old spiritual, "Were You There?". The service closed with a benediction given by Reverend Moes.

House reconvened at 1:20 p.m.

## **SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative Vincent in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Sales present at this time.

Representative Stobie excused at this time.

That HB 874 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conroy, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 69

Noes: Bardonou, Harper, Huennekens, Jensen.

Total 4

Excused: Azzara, Brand, Stobie.

Total 3

Absent or not voting: Bennett, Conn, Cozzens, Curtiss, Daily, Dozier, Dussault, Fagg, Harrington, Hart, Hemstad, Kennerly, Lund, Menahan, Moore, O'Hara, Pavlovich, Seifert, Shontz, Sivertsen, Smith, Teague, Waldron, Winslow.

Total 24

Representative Keedy moved that SB 485, third reading copy, be amended as follows:

1. Title, line 11.

Following: "3-10-1001"

Insert: ", 3-10-1004"

2. Page 3, line 6.

Following: "exceed"

Strike: "\$500"

Insert: "\$1,500"

3. Page 7.



Following: line 8

Insert: "You are hereby further notified that, within 40 days of service upon you of this complaint and order, you may remove this action from the small claims court to justice's court, and that your failure to remove shall constitute a waiver of your rights to trial by jury and to representation by counsel."

4. Page 8, line 18.

Following: line 17

Strike: "affecting"

Insert: "effecting"

5. Page 12, line 3.

Following: "within"

Strike: "30"

Insert: "40"

6. Page 15.

Following: line 5

Insert: "Section 27. Section 3-10-1004, MCA, is amended to read:

"3-10-1004. Jurisdiction — removal from district court. (1) The small claims court has jurisdiction over all actions for the recovery of money or specific personal property when the amount claimed does not exceed ~~\$750~~ \$1,500, exclusive of costs, and the defendant can be served within the county where the action is commenced.

(2) A district court judge may require any action filed in district court to be removed to the small claims court if the amount in controversy does not exceed \$500. The small claims court shall hear any action so removed from the district court."

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Burnett, Conroy, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Fabrega, Fedra, Gould, Hannah, Hanson, Harper, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 78

Noes: Eudaily.

Total 1

Excused: Azzara, Brand, Stobie.

Total 3

Absent or not voting: Bennett, Conn, Cozzens, Daily, Dussault, Fagg, Harp, Harrington, Hart, Hemstad, Kennerly, Kropp, Lund, O'Hara, Pavlovich, Sivertsen, Teague, Waldron.

Total 18

Representative Brand present at this time.

Representative Keedy moved that SB 485, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss,

Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Azzara, Stobie.

Total 2

Absent or not voting: Andreason, Bennett, Daily, Harrington, O'Hara, Teague.

Total 6

Representative Quilici moved that Senate Amendments to HB 217 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Azzara, Stobie.

Total 2

Absent or not voting: Bennett, Donaldson, Harrington, Meyer, O'Hara, Teague.

Total 6

Representative Azzara present at this time.

Representative Ellison moved that Senate Amendments to HB 542 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips,

Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 86

Noes: Shontz.

Total 1

Excused: Stobie.

Total 1

Absent or not voting: Bennett, Daily, Donaldson, Fabrega, Fagg, Harrington, Hart, Menahan, Meyer, O'Hara, Teague, Yardley.

Total 12

Representative Nordtvedt moved that Senate Amendments to HB 653 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.

Total 85

Noes: Huennekens, Keedy, Oberg, Zabrocki.

Total 4

Excused: Stobie.

Total 1

Absent or not voting: Bennett, Donaldson, Ellison, Fabrega, Fagg, Harrington, Meyer, O'Hara, Seifert, Switzer.

Total 10

Representative Lund moved that Senate Amendments to HB 801 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Sivertsen, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Hannah, McBride, Ryan, Shontz, Smith, Thoft.

Total 6

Excused: Stobie.

Total 1

Absent or not voting: Bennett, Brown, Cozzens, Fabrega, Fagg, Kemmis, Kitselman, Meyer, Nordtvedt, O'Hara.

Total 10

Representative Nordtvedt moved that Senate Amendments to HJR 58 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sheldon, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Stobie.

Total 1

Absent or not voting: Anderson, Bennett, Brown, Curtiss, Fagg, Huennekens, Jensen, Keedy, Kemmis, Kitselman, Meyer.

Total 11

Representative Moore moved that the Conference Committee Report on HB 26 be adopted. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sheldon, Shontz, Sivertsen, Smith, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Donaldson, Spilker.

Total 2

Excused: Stobie.

Total 1

Absent or not voting: Anderson, Bennett, Brown, Burnett, Cozzens, Fagg, Jensen, Keedy, Kitselman, Kropp, Nordtvedt.

Total 11

Representative Kessler moved that the Conference Committee Report on HB 135 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad,



Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Stobie.

Total 1

Absent or not voting: Bennett, Brown, Burnett, Conroy, Fabrega, Fagg, Jensen, Keedy.

Total 8

Representative Ellison moved that the Free Conference Committee Report on HB 200 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Lund, Manning, Marks, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 78

Noes: Ellerd, Hart, Hemstad, Kropp, Manuel, O'Connell.

Total 6

Excused: Stobie.

Total 1

Absent or not voting: Andreason, Bardanouve, Bennett, Brown, Burnett, Cozzens, Fagg, Jensen, Keedy, Kessler, Lory, McBride, Oberg, O'Hara, Sales.

Total 15

Representative Keyser moved that the Free Conference Committee Report on HB 209 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: None.

Total 0

Excused: Stobie.

Total 1

Absent or not voting: Andreason, Bardanouve, Bennett, Brown, Burnett, Conn, Cozzens, Ellison, Fagg, Jensen, Keedy, Kessler, Lund, McBride, Oberg, O'Hara.

Total 16

Representative Jacobsen moved that the Free Conference Committee Report on HB 488 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 82

Noes: None.

Total 0

Excused: Stobie.

Total 1

Absent or not voting: Andreason, Bardanouve, Bennett, Brown, Burnett, Cozzens, Ellison, Fabrega, Fagg, Jensen, Keedy, Kessler, Lund, Oberg, O'Hara, Vinger, Winslow.

Total 17

Representative Hannah moved that the Conference Committee Report on SB 152 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Conn, Conroy, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 79

Noes: O'Connell, Pistoria, Teague.

Total 3

Excused: Stobie.

Total 1

Absent or not voting: Andreason, Bardanouve, Bennett, Brown, Burnett, Cozzens, Curtiss, Fabrega, Fagg, Iverson, Jensen, Keedy, Lund, Marks, Oberg, O'Hara, Winslow.

Total 17

Representative Yardley moved that the Free Conference Committee Report on SB 253 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Conn, Conroy, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Stobie.

Total 1

Absent or not voting: Bardanouve, Bennett, Brown, Burnett, Cozzens, Curtiss, Fabrega, Fagg, Keedy, Marks, McBride, Oberg, O'Hara.

Total 13

Representative Roth moved that the Governor's Amendments to HB 445 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Stobie.

Total 1

Absent or not voting: Bardanouve, Brand, Brown, Burnett, Cozzens, Fagg, Hannah, Keedy, Manning, Marks, McBride, O'Hara.

Total 12

Representative Azzara moved that SB 15, as amended, be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson,



Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 86

Noes: Switzer.

Total 1

Excused: Stobie.

Total 1

Absent or not voting: Abrams, Bardanouve, Brown, Cozzens, Curtiss, Fagg, Hannah, Hurwitz, Iverson, Keedy, Kropp, Williams.

Total 12

Representative Bergene moved that the Governor's Amendments to SB 49 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 82

Noes: Andreason, Burnett, Conroy, Hannah, Keedy, Moore, Sales.

Total 7

Excused: Stobie.

Total 1

Absent or not voting: Bardanouve, Cozzens, Curtiss, Fagg, Hurwitz, Lory, O'Hara, Ryan, Schultz, Yardley.

Total 10

Representative Eudaily moved that the Governor's Amendments to SB 58 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Andreason, Burnett, Devlin, Hannah, Keedy, Keyser, Moore, Switzer.

Total 8

Excused: Stobie.

Total 1



Absent or not voting: Abrams, Bardanouve, Cozzens, Fagg, Feda, Hurwitz, Iverson, McBride, Nordtvedt, O'Hara.

Total 10

Representative Robbins moved that the Governor's Amendments to SB 78 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Conn, Conroy, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 80

Noes: Burnett, Curtiss, Devlin, Hannah, Keyser, Moore, Mueller, Switzer, Underdal.

Total 9

Excused: Stobie.

Total 1

Absent or not voting: Abrams, Bardanouve, Bertelsen, Cozzens, Fagg, Hurwitz, Iverson, Nordtvedt, O'Hara, Seifert.

Total 10

Representative Schultz moved that the Governor's Amendments to SB 85 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Daily, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Andreason, Burnett, Curtiss, Devlin, Hannah, Keyser, Moore, Seifert, Switzer.

Total 9

Excused: Stobie.

Total 1

Absent or not voting: Bardanouve, Cozzens, Donaldson, Fagg, Hurwitz, Iverson, Marks, Nordtvedt, O'Hara.

Total 9

Representative Yardley moved that the Governor's Amendments to SB 161 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Dozier, Dussault, Ellerd, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Keedy,

Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 78

Noes: Burnett, Hannah, Moore.

Total 3

Excused: Stobie.

Total 1

Absent or not voting: Bardanouve, Bennett, Bertelsen, Cozzens, Devlin, Donaldson, Ellison, Ernst, Fagg, Hurwitz, Iverson, Lund, Marks, Menahan, Nordtvedt, O'Hara, Roth, Seifert.

Total 18

Representative Kemmis moved that the Governor's Amendments to SB 267 be passed to the bottom of the board. Motion carried.

Representative Kemmis moved that the Governor's Amendments to SB 459 be passed to the bottom of the board. Motion carried.

Representative Pavlovich moved that the Governor's Amendments to SB 461 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Daily, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 80

Noes: Burnett, Conroy, Curtiss, Devlin, Hannah, Keedy, Keyser, Moore, Underdal.

Total 9

Excused: Stobie.

Total 1

Absent or not voting: Bardanouve, Cozzens, Donaldson, Fagg, Hurwitz, Marks, Menahan, O'Hara, Seifert, Winslow.

Total 10

Representative Sivertsen moved that the Free Conference Committee Report on HB 202 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ellison, Eudaily, Fabrega, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shontz, Sivertsen, Smith, Spilker, Switzer,

Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Burnett, Hannah, Moore, Neuman.

Total 4

Excused: Stobie.

Total 1

Absent or not voting: Bertelsen, Cozzens, Donaldson, Ernst, Fagg, Hurwitz, Kessler, Lund, Oberg, O'Hara, Seifert, Shelden.

Total 12

That HJR 66 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Harper, Huennekens.

Total 2

Excused: Stobie.

Total 1

Absent or not voting: Asay, Bertelsen, Cozzens, Devlin, Donaldson, Fagg, Kropp, O'Hara, Seifert, Smith.

Total 10

Representatives Nordtvedt and O'Hara excused at this time.

Representative Curtiss moved that SB 199 be concurred in. Representative Keedy made a substitute motion that SB 199, third reading copy, be amended. Amendment failed by the following vote:

Ayes: Anderson, Asay, Azzara, Bardanouve, Bergene, Brand, Conn, Donaldson, Ellison, Fabrega, Gould, Hanson, Harper, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Lory, Lund, Manning, Matsko, McBride, Metcalf, Meyer, Neuman, O'Connell, Pistoria, Roush, Sivertsen, Teague, Waldron.

Total 37

Noes: Abrams, Andreason, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellerd, Ernst, Eudaily, Feda, Hannah, Harp, Harrington, Hurwitz, Iverson, Kennerly, Keyser, Kitselman, Kropp, Manuel, Marks, McLane, Menahan, Moore, Mueller, Nilson, Oberg, Pavlovich, Phillips, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 59

Excused: Nordtvedt, O'Hara, Stobie.



Total 3

Absent or not voting: Fagg.

Total 1

Thereupon, SB 199 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fagg, Fedá, Hannah, Harp, Harrington, Hemstad, Holliday, Hurwitz, Jacobsen, Jensen, Kanduch, Keyser, Kitselman, Kropp, Lund, Manuel, Marks, McLane, Moore, Mueller, Nilson, Oberg, Pavlovich, Phillips, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley.

Total 68

Noes: Bergene, Conn, Daily, Fabrega, Gould, Hanson, Harper, Hart, Huennekens, Keedy, Kemmis, Kennerly, Kessler, Lory, Manning, Matsko, McBride, Menahan, Metcalf, Meyer, Neuman, Roush, Shelden, Sivertsen, Winslow, Zabrocki.

Total 26

Excused: Nordtvedt, O'Hara, Stobie.

Total 3

Absent or not voting: Iverson, O'Connell, Pistoria.

Total 3

Representative McBride moved that SB 229 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Briggs, Harp, Sales.

Total 3

Excused: Nordtvedt, O'Hara, Stobie.

Total 3

Absent or not voting: Bennett, Marks, Pistoria.

Total 3

That the Committee rise and report. (Vincent, Chairman). Report adopted. (86-6)

### MOTIONS

Representative Vincent moved that consideration on Senate Amendments to HB 429 be passed until the 88th legislative day. Motion carried.



Representative Fagg moved that the rules be suspended to allow the introduction of a House joint resolution dealing with the voting procedure on bills requiring more than a simple majority vote. Motion carried.

Representative Vincent moved that Nordtvedt, Harrington, Sivertsen, Waldron, Bertelsen, Williams, Vinger, Zabrocki, Roth, Huennekens, Asay, Kessler, and Burnett be added as sponsors to HB 73, which is in the Committee on Taxation. Motion carried.

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following bills were introduced, read first time and referred to committees:

HB 875, introduced by Fabrega, Kemmis. Referred to Committee on Appropriations.

HJR 68, introduced by Fagg. Referred to Committee on Rules.

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Senate Bill No. 361 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Jacobsen, Jensen, Kanduch, Kennerly, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Meyer, Moore, Mueller, Neuman, Pavlovich, Phillips, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Mr. Speaker.

Total 67

Noes: Brand, Daily, Dozier, Dussault, Harper, Harrington, Hart, Huennekens, Kemmis, Kessler, Keyser, Lund, Menahan, Metcalf, Nilson, Oberg, O'Connell, Pistoria, Shelden, Shontz, Smith, Waldron, Williams, Yardley, Zabrocki.

Total 25

Excused: Nordtvedt, O'Hara, Stobie.

Total 3

Absent or not voting: Briggs, Hurwitz, Iverson, Keedy, Roth.

Total 5

House Bill No. 873 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, \*Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Bennett, Sales, Smith.

Total 3

Excused: Nordtvedt, O'Hara, Stobie.

Total 3

Absent or not voting: Huennekens, Keedy, Roth, Switzer, Underdal.

Total 5

\*Representative Matsko moved that his vote be changed from no to yes.  
Motion carried unanimously. See Motions.

House Bill No. 874 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Bergene, Bertelsen, Brand, Dussault, Harper, Huennekens, Jensen, Kemmis, Metcalf.

Total 9

Excused: Nordtvedt, O'Hara, Stobie.

Total 3

Absent or not voting: Briggs, Manuel, Matsko, Pavlovich.

Total 4

Senate Bill No. 485, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Nordtvedt, O'Hara, Stobie.

Total 3

Absent or not voting: Roth.

## Total 1

Senate Amendments to House Bill No. 217 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Nordtvedt, O'Hara, Stobie.

Total 3

Absent or not voting: Roth, Seifert.

Total 2

Senate Amendments to House Bill No. 542 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Nordtvedt, O'Hara, Stobie.

Total 3

Absent or not voting: Seifert.

Total 1

Senate Amendments to House Bill No. 653 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault,



Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Daily, Huennekens, Keedy, Manning, McBride.

Total 5

Excused: Nordtvedt, O'Hara, Stobie.

Total 3

Absent or not voting: Roth.

Total 1

Senate Amendments to House Bill No. 801 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Hannah, McBride, Moore, Shontz, Smith, Thoft.

Total 6

Excused: Nordtvedt, O'Hara, Stobie.

Total 3

Absent or not voting: Roth.

Total 1

Senate Amendments to House Joint Resolution No. 58 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90



Noes: Brown, Manning, McBride, Pavlovich, Teague.

Total 5

Excused: Nordtvedt, O'Hara, Stobie.

Total 3

Absent or not voting: Feda, Roth.

Total 2

Conference Committee Report on House Bill No. 26 was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Brand, Keedy, Kemmis, Manning, Menahan, Spilker, Teague.

Total 7

Excused: Nordtvedt, O'Hara, Stobie.

Total 3

Absent or not voting: None.

Total 0

Conference Committee Report on House Bill No. 135 was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Nordtvedt, O'Hara, Stobie.

Total 3

Absent or not voting: Keedy, Roth.

Total 2

Free Conference Committee Report on House Bill No. 200 was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Phillips, Pistoria, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Bengtson, Bennett, Brand, Daily, Hart, Hemstad, Kemmis, Kropp, Pavlovich, Quilici, Shontz, Teague.

Total 12

Excused: Nordtvedt, O'Hara, Stobie.

Total 3

Absent or not voting: Keedy, Roth.

Total 2

Free Conference Committee Report on House Bill No. 209 was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Nordtvedt, O'Hara, Stobie.

Total 3

Absent or not voting: Roth.

Total 1

Free Conference Committee Report on House Bill No. 488 was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici,

Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 94

Noes: None.  
Total 0

Excused: Nordtvedt, O'Hara, Stobie.  
Total 3

Absent or not voting: Keedy, Keyser, Roth.  
Total 3

Conference Committee Report on Senate Bill No. 152 was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, Pavlovich, Phillips, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 92

Noes: Kennerly, O'Connell, Pistoria.  
Total 3

Excused: Nordtvedt, O'Hara, Stobie.  
Total 3

Absent or not voting: Keedy, Roth.  
Total 2

Free Conference Committee Report on Senate Bill No. 253 was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 92

Noes: Burnett.  
Total 1

Excused: Nordtvedt, O'Hara, Stobie.  
Total 3



Absent or not voting: Harp, Keedy, Kropp, Roth.

Total 4

Governor's Amendments to House Bill No. 445 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Burnett, Conroy, Feda, Hannah, Moore, Seifert, Switzer.

Total 7

Excused: Nordtvedt, O'Hara, Stobie.

Total 3

Absent or not voting: Bengtson, Devlin, Keedy, Roth, Vinger.

Total 5

Governor's Amendments to Senate Bill No. 49 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Andreason, Bennett, Burnett, Conroy, Feda, Hannah, Keyser, Moore.

Total 8

Excused: Nordtvedt, O'Hara, Stobie.

Total 3

Absent or not voting: Keedy, Phillips, Roth.

Total 3

Governor's Amendments to Senate Bill No. 58 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride,



McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Andreason, Burnett, Conroy, Curtiss, Devlin, Feda, Hannah, Keedy, Keyser, Moore, Seifert, Smith.

Total 12

Excused: Nordtvedt, O'Hara, Stobie.

Total 3

Absent or not voting: Bergene, Phillips, Roth.

Total 3

Governor's Amendments to Senate Bill No. 78 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Burnett, Conroy, Curtiss, Devlin, Feda, Hannah, Harper, Keyser, Moore, Seifert.

Total 10

Excused: Nordtvedt, O'Hara, Stobie.

Total 3

Absent or not voting: Hurwitz, Iverson, Phillips, Roth.

Total 4

Governor's Amendments to Senate Bill No. 85 were concurred in by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Andreason, Asay, Bennett, Burnett, Conroy, Devlin, Feda, Hannah, Keyser, Moore, Seifert.

Total 11

Excused: Nordtvedt, O'Hara, Stobie.

Total 3

Absent or not voting: Roth.

Total 1

Governor's Amendments to Senate Bill No. 161 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Asay, Burnett, Conroy, Devlin, Feda, Hannah, Holliday, Hurwitz, Moore, Seifert, Smith, Switzer.

Total 12

Excused: Nordtvedt, O'Hara, Stobie.

Total 3

Absent or not voting: Curtiss, Roth.

Total 2

Governor's Amendments to Senate Bill No. 461 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 79

Noes: Asay, Briggs, Burnett, Conroy, Devlin, Feda, Hannah, Iverson, Moore, Schultz, Seifert, Smith, Wallin, Winslow.

Total 14

Excused: Nordtvedt, O'Hara, Stobie.

Total 3

Absent or not voting: Ellison, Huennekens, Keedy, Roth.

Total 4

House Joint Resolution No. 66 was passed by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily,

Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Anderson, Bardanouve, Brand, Harper, Huennekens, Kessler.

Total 6

Excused: Nordtvedt, O'Hara, Stobie.

Total 3

Absent or not voting: Roth.

Total 1

Senate Bill No. 199 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Brand, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fagg, Fedá, Gould, Hannah, Harp, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Keyser, Kitselman, Kropp, Lund, Manuel, McBride, McLane, Menahan, Meyer, Moore, Mueller, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 75

Noes: Bennett, Bergene, Bertelsen, Conn, Fabrega, Hanson, Harper, Hart, Huennekens, Keedy, Kennerly, Kessler, Lory, Manning, Matsko, Metcalf, Neuman, Roush, Seifert, Sivertsen, Winslow.

Total 21

Excused: Nordtvedt, O'Hara, Stobie.

Total 3

Absent or not voting: Ellison.

Total 1

Senate Bill No. 229 was concurred in by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brown, Conn, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Eudaily, Fabrega, Fagg, Fedá, Hanson, Harper, Harrington, Hart, Holliday, \*Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Oberg, Pavlovich, Phillips, Quilici, Robbins, Roush, Ryan, Seifert, Shelden, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Yardley.

Total 66

Noes: Abrams, Bennett, Brand, Briggs, Burnett, Conroy, Devlin, Ellerd, Ernst, Gould, Hannah, Harp, Hemstad, Hurwitz, Keedy, Kropp, Mueller, Pistoria, Roth, Sales, Schultz, Shontz, Sivertsen, Smith, Spilker, Wallin, Winslow, Zabrocki, Mr. Speaker.

Total 29

Excused: Nordtvedt, O'Hara, Stobie.

Total 3

Absent or not voting: Ellison, O'Connell.

Total 2

\*Representative Huennekens moved that his vote be changed from no to yes. Motion carried unanimously. See Motions.

Free Conference Committee Report on House Bill No. 202 was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Hannah, Moore.

Total 2

Excused: Nordtvedt, O'Hara, Stobie.

Total 3

Absent or not voting: Briggs, Harp, Keedy, Roth.

Total 4

Senate Bill No. 15, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Bardanouve, Brand, Switzer.

Total 3

Excused: Nordtvedt, O'Hara, Stobie.

Total 3

Absent or not voting: Ellison, Roth, Shontz.

Total 3



**MOTIONS**

Representative Matsko moved that his vote on HB 873, Third Reading, be changed from no to yes. Motion carried unanimously.

Representative Huennekens moved that his vote on SB 229, Third Reading, be changed from no to yes. Motion carried unanimously.

**UNFINISHED BUSINESS**

The Speaker appointed the following new Free Conference Committee of three to meet with a like committee from the Senate to confer on House Bill No. 652:

Iverson, Chairman  
Keyser  
Conroy

**SPECIAL ORDERS OF THE DAY**

The Speaker introduced Tara McKittrick, Becki Dee Thomas, Mark Lund, Elizabeth K. Robinson, Judy O'Neil, Piper Peterson, Lyn Burtcher, Charamaine Kauf, and Robin Hardgrove, this week's pages, and thanked them for their services.

Representative Fagg moved that the House adjourn until 10:00 a.m., April 20, 1981.

Motion carried.

House adjourned at 3:47 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## EIGHTY-SEVENTH LEGISLATIVE DAY

Helena, Montana  
April 20, 1981

House Chambers  
Capitol Building

House convened at 10:10 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Dozier, Ellerd, Hannah, Kessler, Manning, Neuman, Teague, Waldron, Winslow, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journals for the Eighty-second and Eighty-third Legislative Days, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman): 4/20/81  
Correctly printed - HB 73.  
Correctly enrolled - HB 542, HB 620, HB 851, HB 870, HJR 20, HJR 26, HJR 51, HJR 59, HJR 62, HJR 63.  
Examined by the sponsor (Ellison) and found to be correct - HB 542.  
Examined by the sponsor (Burnett) and found to be correct - HB 620.  
Examined by the sponsor (Nordtvedt) and found to be correct - HB 870.  
Examined by the sponsor (Menahan) and found to be correct - HJR 20.  
Examined by the sponsor (Moore) and found to be correct - HJR 26, HJR 63.  
Examined by the sponsor (Bertelsen) and found to be correct - HJR 51.  
Examined by the sponsor (Anderson) and found to be correct - HJR 59.  
Examined by the sponsor (Williams) and found to be correct - HJR 62.  
Signed by the Speaker at 9:00 a.m., 4/20/81 - HB 568, HB 854, HB 863, HB 864.  
Signed by the Speaker at 2:10 p.m., 4/20/81 - HB 620, HB 870.  
Delivered to the Governor for his approval at 2:55 p.m., 4/20/81 - HB 568, HB 854, HB 863, HB 864.

TAXATION (Nordtvedt, Chairman): 4/17/81  
HB 73, introduced bill, be amended as follows:

1. Title, line 5.  
Following: "TO"  
Strike: "MUNICIPALITIES AND COUNTIES"  
Insert: "PROPERTY TAXPAYERS; PROVIDING FOR A LOCAL GOVERNMENT REPLACEMENT MILL LEVY; AND PROVIDING AN APPROPRIATION"
2. Page 1, line 12.  
Following: "with"  
Strike: "municipalities and counties"  
Insert: "property taxpayers"
3. Page 1, line 16 through line 4 on page 4.  
Following: "for" on line 16 on page 1  
Strike: remainder of line 16 on page 1 through line 4 on page 4  
Insert: "the mandatory mill levy established under the provisions of 20-9-501; and to provide for a maximum replacement mill levy for units of local government."

Section 3. Definitions. The following definitions apply to [sections 1 through 6]:

(1) The term “replacement mill levy” means the maximum number of mills that a local government unit is authorized to impose in accordance with [section 6].

(2) The term “state payment to county” means the annual dollar amount paid to a county under [section 5(1)].

(3) The term “total county local budget” means the total of that portion of all local government property tax funded budgets within a county plus the total of all school district budgets within a county minus state and county equalization and local district permissive levy amounts of the school district budgets.

(4) The term “total local government unit mill levy” means the total number of mills being imposed by the local government unit in the current taxable year.

Section 4. Appropriation. (1) There is appropriated from the state general fund to the state treasurer for distribution to county treasurers \$38,000,000 for the biennium ending June 30, 1983, for the purpose of funding reductions in the mandatory retirement fund requirements established under the provisions of 20-9-501. The appropriations shall be distributed in accordance with the provisions of [section 5].

(2) The dollar amount appropriated in this section for the 1982-1983 biennium shall be multiplied by the ratio of the PCE for the second quarter of the year prior to any future biennial appropriation to the PCE for the second quarter of 1980. “PCE” means the implicit price deflator for personal consumption expenditures as published quarterly in the Survey of Current Business by the bureau of economic analysis of the United States department of commerce.

Section 5. Distribution. The appropriation provided in [section 4] shall be distributed in the following manner:

(1) In each year of the biennium the state treasurer shall pay to each county treasurer in accordance with subsection (2) an amount equal to the fraction of the state’s population residing in the county according to the 1980 county census published by the U.S. bureau of the census multiplied by one-half the appropriation provided in [section 4].

(2) The state treasurer shall make two equal payments to each county on November 30 and May 30 of each year following [the effective date of this act].

(3) The county treasurer shall remit the money received under this section to the credit of the retirement fund established under 20-9-501 and reduce the mandatory county levy accordingly.

Section 6. Local government authorized to levy additional mills.

(1) In addition to any mill levy authorized by law, the governing body of a local government unit may impose an additional replacement mill levy less than or equal to the product of the following formula:

(total local government unit mill levy) X state payment to county/total county local budget = Replacement mill levy

(2) If by interlocal agreement or other statutory requirement a part of a county mill levy is not imposed on an incorporated city or town, then the same proportion of the county replacement levy shall be reduced in the incorporated city or town.

(3) The replacement mill levy may be used by the governing body of a local government unit for any purpose authorized by law."

Renumber: subsequent section

And, as amended, do pass. Report adopted.

## REPORTS OF SELECT COMMITTEES

### FREE CONFERENCE COMMITTEE

ON SENATE BILL NO. 33

Report No. 3, April 20, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on Senate Bill No. 33, met April 20, 1981, and considered:

House Committee on Judiciary amendments to the third reading copy, dated March 26, 1981; and

House Committee of the Whole amendments to the third reading copy, dated March 30, 1981.

We recommend that:

The Senate accede to Standing Committee amendments no. 1 through 9.

The Senate accede to Committee of the Whole amendment no. 1.

Senate Bill No. 33 be further amended as specified in the clerical instructions.

The reference copy of Senate Bill No. 33 read as specified in the clerical instructions.

The Free Conference Committee Report on Senate Bill No. 33 be adopted.

### CLERICAL INSTRUCTIONS:

1. Page 51, line 2.

Following: "on"

Strike: "adjusted gross"

2. Page 51, line 4.

Strike: line 4 in its entirety

FOR THE HOUSE:

Seifert  
Anderson  
Huennekens

FOR THE SENATE:

Goodover  
Mazurek  
Olson

### FREE CONFERENCE COMMITTEE

ON SENATE BILL NO. 42

Report No. 1, April 15, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on Senate Bill No. 42, met April 15, 1981, and considered:



House Committee of the Whole amendments to the third reading copy, dated April 4, 1981.

We recommend that:

The House recede from Committee of the Whole amendments no. 1 through 6.

Senate Bill No. 42 be further amended as specified in the clerical instructions.

The reference copy of Senate Bill No. 42 read as specified in the clerical instructions.

The Free Conference Committee Report on Senate Bill No. 42 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Title, line 4.

Following: "INCREASE THE"

Strike: "PENALTY"

Insert: "INTEREST"

2. Title, line 6.

Following: "~~5/6 OF~~"

Insert: "5/6 OF"

Following: "PERCENT PER MONTH"

Insert: "FOR THE FIRST \$3,000 OF EACH YEAR'S DELINQUENT TAXES AND 1 PERCENT PER MONTH FOR EACH YEAR'S DELINQUENT TAXES IN EXCESS OF \$3,000"

3. Page 1, line 19.

Following: "and"

Insert: ": (i)"

4. Page 1, line 20.

Following: "of ~~5/6 OF~~"

Insert: ": (A) ~~5/6~~ of 1% per month from and after such delinquency on the first \$3,000 of each year's tax delinquency; and

(B)"

5. Page 1, line 21.

Following: "delinquency"

Insert: "on each year's tax delinquency in excess of \$3,000;"

Following: "and"

Insert: "(ii)"

Following: "added to the"

Strike: "amount thereof"

Insert: "delinquent taxes"

6. Page 2, line 1.

Following: "and"

Insert: ": (i)"

7. Page 2, line 2.

Following: "~~5/6 OF~~"

Insert: ": (A) ~~5/6~~ of 1% per month from and after such delinquency on the first \$3,000 of each year's tax delinquency; and

(B)"

8. Page 2, line 3.

Following: "delinquency"

Insert: "on each year's tax delinquency in excess of \$3,000;"

Following: "and"

Insert: "(ii)"

Following: "added to the"

Strike: "amount thereof"

Insert: "delinquent taxes"

9. Page 3, line 14.

Following: "and"

Insert: ": (a)"

10. Page 3, line 15.

Following: "~~5/6 OF~~"

Insert: ": (i)  $\frac{5}{6}$  of 1% per month from and after such delinquency on the first \$3,000 of each year's tax delinquency until paid; and

(ii)"

11. Page 3, line 16.

Following: "until paid"

Insert: "on each year's tax delinquency in excess of \$3,000;"

Following: "and"

Insert: "(b)"

12. Page 3, line 17.

Following: line 16

Strike: "amount thereof"

Insert: "delinquent taxes"

13. Page 3, line 19.

Following: "and"

Insert: ": (a)"

14. Page 3, line 20.

Following: "~~5/6 OF~~"

Insert: ": (i)  $\frac{5}{6}$  of 1% per month from and after such delinquency on the first \$3,000 of each year's tax delinquency until paid; and

(ii)"

15. Page 3, line 21.

Following: "until paid"

Insert: "on each year's tax delinquency in excess of \$3,000;"

Following: "and"

Insert: "(b)"

16. Page 3, line 22.

Following: "the"

Strike: "amount thereof"

Insert: "delinquent taxes"

17. Page 4, line 6.

Following: "~~5/6 OF~~"

Insert: " $\frac{5}{6}$  of"

Following: "month"

Insert: "on the first \$3,000 of each year's delinquent taxes and 1% per month on each year's delinquent taxes in excess of \$3,000"

FOR THE HOUSE:

FOR THE SENATE:

Seifert  
Anderson

McCallum  
S. Brown

Huennekens

Norman

FREE CONFERENCE COMMITTEE  
ON SENATE BILL NO. 257  
Report No. 1, April 15, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on Senate Bill No. 257, met April 15, 1981, and considered:

House Committee on State Administration amendments to the third reading copy, dated March 5, 1981;

House Committee of the Whole amendments to the third reading copy, dated March 9, 1981; and

House Committee on Appropriations amendments to the third reading copy, dated March 31, 1981.

We recommend that:

The Senate accede to State Administration Committee amendments no. 1 through 4.

The Senate accede to Committee of the Whole amendment no. 1.

The House recede from Appropriations Committee amendments no. 1 and 2.

The Senate accede to Appropriations Committee amendments no. 3 through 5.

Senate Bill No. 257 be further amended as specified in clerical instruction no. 3.

The reference copy, second printing, of Senate Bill No. 257 read as specified in the clerical instructions.

The Free Conference Committee Report on Senate Bill No. 257 be adopted.

CLERICAL INSTRUCTIONS:

1. Page 1, line 24.

Following: "~~\$24~~"

Strike: "~~\$21~~"

Insert: "\$24"

2. Page 1, line 25.

Following: "~~\$3~~"

Strike: "\$2"

Insert: "\$3"

3. Page 2, line 2.

Following: "~~\$8~~"

Strike: "~~\$6.50~~"

Insert: "\$7"

FOR THE HOUSE:

Donaldson  
Hanson  
Kanduch

FOR THE SENATE:

Hazelbaker  
S. Brown  
Story

## MESSAGES FROM THE GOVERNOR

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

April 18, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

It has come to my attention that my proposed amendment to House Bill No. 510 was prefaced by an incorrect page reference. Accordingly, the purpose of this letter is to request that you use the attached sheet to make the required correction in my proposed amendment.

Sincerely,

TED SCHWINDEN  
Governor

ERRATA SHEET  
GOVERNOR'S PROPOSED AMENDMENTS  
TO HOUSE BILL NO. 510

Proposed amendment instructions should read as follows; instructions refer to reference copy:

1. Title, lines 6 and 7.

Following: "TO" on line 6

Strike: "LIMIT THE NUMBER OF INDIVIDUAL SURETIES  
AND"

Insert: "PROVIDE THAT SURETIES MUST BE ACCEPTABLE  
TO GOVERNMENTAL BODY AND THAT SURETY  
COMPANIES MUST BE LICENSED, AND TO"

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

April 18, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return Senate Bill No. 460, "AN ACT TO REQUIRE THE COUNTY ASSESSOR TO RELEASE THE ROLLBACK TAX LIEN WHEN THE ROLLBACK TAX HAS BEEN PAID; AMENDING SECTION 15-7-209, MCA," without my signature and recommend the attached amendments.

Senate Bill No. 183, already passed and approved, repealed the rollback tax. My proposed amendments change Senate Bill No. 460 so that it is consistent with Senate Bill No. 183.

I urge your concurrence in these amendments.



Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENTS  
TO SENATE BILL NO. 460

1. Title, lines 5 and 6.

Following: "LIEN"

Strike: "WHEN THE ROLLBACK TAX HAS BEEN PAID"

2. Page 1, lines 19 through 23.

Following: "(2)"

Strike: remainder of lines 19 through 23 in their entirety

Insert: "The county assessor shall execute, in a form eligible for recording, releases of lien, for those liens attributable to the former rollback tax, and the assessor shall record the releases in the office of the clerk and recorder."

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

April 18, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return Senate Bill No. 150, "AN ACT TO CLARIFY THE STATUTES ALLOWING THE INVESTMENT CREDIT; AND TO INCREASE THE SMALL BUSINESS INVESTMENT CREDIT TO 30 PERCENT OF THE FEDERAL CREDIT; AMENDING SECTIONS 15-30-161, 15-30-162, AND 15-31-123, MCA; AND PROVIDING APPLICABILITY DATES," without my signature and recommend the attached amendment.

The way that Section 15-30-161, MCA, reads after amendment by this bill, it allows the investment credit only to those individuals, estates and trusts owning an interest in partnerships and small business corporations electing to be taxed under 15-31-202. I do not believe it was the legislature's intent to eliminate the sole proprietor from eligibility for this credit, and accordingly, my proposed amendment ensures that the sole proprietorship form of small business qualifies for the credit.

I urge your concurrence in this proposed amendment.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENTS  
TO SENATE BILL NO. 150

1. Page 1, line 19.

Following: "section"

Insert: ", including those"

2. Page 1, line 21.  
Following: "15-31-202"  
Insert: " , "

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

April 18, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill No. 372, "AN ACT TO PROVIDE A METHOD FOR REVIEWING DISABILITY RETIREMENT BENEFITS OF THE JUDGES', HIGHWAY PATROLMEN'S, SHERIFFS', GAME WARDENS', AND MUNICIPAL POLICE OFFICERS' RETIREMENT SYSTEMS; AMENDING SECTIONS 19-9-901, 19-9-904, AND 19-9-905, MCA," without my signature and recommend the attached amendment.

The purpose of my proposed amendment is simply to change an incorrect reference to the Department of Highways to the Department of Justice.

I urge your concurrence in this amendment.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENT  
TO HOUSE BILL NO. 372

1. Page 4, line 21.  
Following: "OF"  
Strike: "HIGHWAYS"  
Insert: "justice"

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

April 18, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby veto House Bill No. 201, "AN ACT DIRECTING THE DEPARTMENT OF REVENUE TO COMPILE AND PUBLISH ANNUALLY INFORMATION OBTAINED FROM THE REALTY TRANSFER ACT AND TO

REQUIRE THE DEPARTMENT OF REVENUE TO PROVIDE INFORMATION TO INDIVIDUAL TAXPAYERS CONCERNING THE VALUATION OF PROPERTIES COMPARABLE TO THEIR OWN; AMENDING SECTION 15-7-308, MCA.”

House Bill 201 as passed, places an unacceptable burden on the Department of Revenue. The bill requires publication, by April 15 of each year, of a sales ratio study containing comparisons of the assessed value and sales price of real estate in the various counties and cities of the state from information obtained from realty transfer certificates. Because of other legislatively mandated requirements, not all counties can supply the necessary information to the Department in time for the April 15 deadline. Thus the publication would be incomplete and of limited value for many of the state's counties.

Additionally, the bill requires the Department to provide taxpayers with sales and assessment data for comparable property when the taxpayer appeals an assessment. The necessary data is not available in computer data form, which would necessitate manual searches for data at the county level. House Bill No. 201 does not provide either the personnel or the funding to carry out this task.

For the following reasons, I hereby veto HB 201.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

April 18, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill No. 403, “AN ACT TO PROVIDE THAT ONLY THE DEFENDANT IN A CRIMINAL ACTION MAY RAISE HIS LACK OF FITNESS TO PROCEED AND TO MAKE THE STATE LIABLE FOR THE COSTS OF COMMITMENT IN PLACE OF TRIAL AND IMPRISONMENT; AMENDING SECTIONS 46-14-202 AND 46-14-221, MCA,” without my signature and recommend the attached amendments for the following reasons.

House Bill No. 403 as passed, requires in pertinent part, that the cost of transporting and keeping patients committed under the provision of Section 46-14-221, MCA, be the obligation of the state. This is currently a fiscal obligation of the county. HB 403 would cause a loss of revenue to the state general fund in excess of \$110,000 a year. In addition, the cost to Warm Springs State Hospital for the transportation of such patients would be an undeterminable amount of money for which no budget provisions have been made.

I am proposing amendments which return Section 46-14-221(5), MCA, to its existing statutory form, and which change the title accordingly. My

amendments do not propose any changes to HB 403 pertaining to who may raise the defendant's lack of fitness in a criminal action.

In as much as funding has not been provided in the appropriation bill to cover the costs that would be incurred by the Department, I urge your concurrence in these amendments.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENTS  
TO HOUSE BILL NO. 403

1. Title, line 7.

Following: "PROCEED"

Strike: "TO MAKE THE STATE LIABLE FOR THE COSTS OF  
COMMITMENT IN PLACE OF TRIAL AND IMPRISONMENT"

2. Page 3, line 22.

Following: "instance"

Insert: "in the first instance"

3. Page 3, line 23.

Following: "the"

Insert: "county in which the indictment was found or the"

4. Page 3, line 24.

Following: line 23

Insert: "information filed"

5. Page 3, line 24.

Following: "filed"

Strike: "state"

6. Page 3, line 24.

Following: "county"

Strike: "state"

Insert: "county"

7. Page 3, line 25.

Following: "defendant"

Insert: ", if he has any, or"

8. Page 4, line 2.

Following: "elsewhere"

Insert: "from a town, city, or county bound to provide for and maintain him elsewhere"

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

April 18, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 321, 370, 436, 448, 479, 498, 587, 684, 734, 735, 819.

I am also returning the following bills for amendment:



House Bill Nos. 372, 403.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

April 17, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measure this date:  
House Bill No. 840.

Sincerely,

TED SCHWINDEN  
Governor

### MESSAGES FROM THE OTHER HOUSE

The Senate, on 4/16/81, dissolved the Free Conference Committee on Senate Bill No. 33 and appointed a new Free Conference Committee to meet with a like committee from the House to confer on Senate Bill No. 33.

The President reappointed the following members:

Senator Goodover, Chairman  
Senator Olson  
Senator Mazurek

Conference Committee Reports adopted:

4/17/81

Conference Committee Report on Senate Bill No. 352

Conference Committee Report on House Bill No. 390

Amendments to the Joint Rules, introduced by Stephens, concurred in and transmitted to the House for concurrence:

4/17/81

Re: An interim study Resolution concerning administrative rules may be transmitted at any time during a session.

Free Conference Committee Reports adopted:

4/17/81

Free Conference Committee Report on Senate Bill No. 50

Free Conference Committee Report on House Bill No. 161

Free Conference Committee Report on House Bill No. 200

Free Conference Committee Report on House Bill No. 202

Free Conference Committee Report on House Bill No. 209

Free Conference Committee Report on Senate Bill No. 221

Free Conference Committee Report on Senate Bill No. 238

Free Conference Committee Report on Senate Bill No. 258

Free Conference Committee Report on House Bill No. 286

Free Conference Committee Report on Senate Bill No. 298

Free Conference Committee Report on House Bill No. 301

Free Conference Committee Report on Senate Bill No. 376

Free Conference Committee Report on Senate Bill No. 399

Free Conference Committee Report on Senate Bill No. 483

Free Conference Committee Report on House Bill No. 636

House Bills and House Joint Resolution concurred in as amended and returned to the House for concurrence in Senate Amendments: 4/17/81

House Bill No. 63, introduced by Moore

House Bill No. 609, introduced by Fabrega, Harp, Moore

House Bill No. 676, introduced by Harper

House Bill No. 709, introduced by Neuman, Bertelsen, Roth, et al.

House Bill No. 718, introduced by Ellison, McLane, Marks, et al.

House Bill No. 828, introduced by Fagg, Marks, Bardanouve, Kemmis

House Bill No. 835, introduced by O'Hara

House Joint Resolution No. 52, introduced by Sivertsen, Norman, Turnage, et al.

Governor's Amendments to Senate Bills concurred in and transmitted to the House for concurrence in Governor's Amendments: 4/17/81

Governor's Amendments to Senate Bill No. 162, introduced by Mazurek

Governor's Amendments to Senate Bill No. 367, introduced by Keating, Manley, Galt, et al.

Governor's Amendments to Senate Bill No. 426, introduced by Himsl, S. Brown

The Senate, on 4/16/81, failed to concur in House Amendments to Senate Bill No. 77 and the President was authorized to appoint a Conference Committee, on 4/17/81, and the Senate requested that the House of Representatives appoint a like committee to confer on Senate Bill No. 77.

The President appointed the following members on 4/20/81:

Senator Himsl, Chairman

Senator Olson

Senator Van Valkenburg

The Senate, on 4/11/81, failed to concur in House Amendments to Senate Joint Resolution No. 21 and the President was authorized to appoint a Free Conference Committee, on 4/17/81, and the Senate requested that the House of Representatives appoint a like committee to confer on Senate Joint Resolution No. 21.

The President appointed the following members on 4/20/81:

Senator Kolstad, Chairman

Senator Goodover

Senator Regan

House Bills and House Joint Resolutions concurred in and returned to the House: 4/17/81

House Bill No. 834, introduced by Fabrega, Goodover

House Bill No. 846, introduced by Asay, Ochsner, Roth, et al.

House Bill No. 859, introduced by Fagg, Winslow, et al.

House Bill No. 861, introduced by Hurwitz, Manning, Severson, et al.

House Joint Resolution No. 55, introduced by Marks, Turnage, Fabrega, et al.

House Joint Resolution No. 56, introduced by Harp, Kropp, Marks, et al.

House Joint Resolution No. 64, introduced by Jacobsen, Lund, Shontz, et al.

House Joint Resolution No. 65, introduced by Harrington, Quilici, McBride, et al.

The Senate, on 4/16/81, acceded to the request of the House of Representatives and dissolved the Conference Committee on House Bill No. 558 and the President was authorized, on 4/17/81, to appoint a Free Conference Committee to meet with a like committee from the House to confer on House Bill No. 558.

The President reappointed the following members:

Senator McCallum, Chairman

Senator Hammond

Senator Van Valkenburg

### MOTIONS

Representative Lund moved that HB 73 be taken from Second Reading and referred to the Committee on Appropriations. Motion carried.

Representative Fagg moved that consideration on SB 126 be passed until the 89th legislative day. Motion carried.

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Matsko in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representatives Brown and Moore excused at this time.

That HR 5 be adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth,

Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 85

Noes: Sales.

Total 1

Excused: Brown, Dozier, Ellerd, Hannah, Kessler, Manning, Moore, Neuman, Teague, Waldron, Winslow.

Total 11

Absent or not voting: Bardanouve, Brand, Cozzens.

Total 3

Representative Brown present at this time.

Representative Sivertsen moved that SJR 34 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Sivertsen, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 81

Noes: Sales, Smith.

Total 2

Excused: Dozier, Ellerd, Hannah, Kessler, Manning, Moore, Neuman, Teague, Waldron, Winslow.

Total 10

Absent or not voting: Bardanouve, Brand, Cozzens, Harrington, Marks, Seifert, Shontz.

Total 7

Representatives Dozier, Manning, Teague, and Waldron present at this time.

Representative Donaldson moved that the Governor's Amendments to HB 179 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 80

Noes: Bengtson, Conroy, Sales, Smith.

Total 4



Excused: Ellerd, Hannah, Kessler, Moore, Neuman, Winslow.  
Total 6

Absent or not voting: Bardanouve, Brand, Cozzens, Harrington, Iverson, Keyser, Marks, McBride, Seifert, Shontz.  
Total 10

Representative Waldron excused at this time.

Representative Dussault moved that the Governor's Amendments to HB 367 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.  
Total 82

Noes: Anderson, Burnett, Keedy.  
Total 3

Excused: Ellerd, Hannah, Kessler, Moore, Neuman, Waldron, Winslow.  
Total 7

Absent or not voting: Bardanouve, Brand, Cozzens, Ellison, Harrington, Marks, Seifert, Shontz.  
Total 8

Representative Hart moved that the Governor's Amendments to HB 389 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.  
Total 82

Noes: Anderson, Bennett, Burnett, Curtiss, McLane, Roth.  
Total 6

Excused: Ellerd, Hannah, Kessler, Moore, Neuman, Waldron, Winslow.  
Total 7

Absent or not voting: Bardanouve, Brand, Ellison, Nordtvedt, Shontz.  
Total 5

Representatives Kessler and Winslow present at this time.

Representative Lund moved that Senate Amendments to HB 838 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 89

Noes: None.

Total 0

Excused: Ellerd, Hannah, Moore, Neuman, Waldron.

Total 5

Absent or not voting: Bardanouve, Brand, Ellison, Kessler, Kitselman, Shontz.

Total 6

Representative Hannah present at this time.

Representative Fabrega moved that the Free Conference Committee Report on HB 761 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dussault, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 86

Noes: None.

Total 0

Excused: Ellerd, Moore, Neuman, Waldron.

Total 4

Absent or not voting: Bardanouve, Brand, Cozzens, Dozier, Ellison, Kessler, Nilson, Seifert, Shontz, Sivertsen.

Total 10

Representative Winslow moved that the Conference Committee Report on HB 390 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich,

Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Ellerd, Moore, Neuman, Waldron.

Total 4

Absent or not voting: Bardanouve, Bengtson, Cozzens, Dozier, Jensen.

Total 5

Representative Kanduch moved that the Free Conference Committee Report on SB 298 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dussault, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 79

Noes: Brand, Harper, Huennekens, McBride, Oberg, Roush, Yardley.

Total 7

Excused: Ellerd, Moore, Neuman, Waldron.

Total 4

Absent or not voting: Bardanouve, Bertelsen, Cozzens, Dozier, Ellison, Jensen, Keedy, Kessler, Kropp, Marks.

Total 10

Representative Brand moved that the Free Conference Committee Report on SB 320 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 80

Noes: Bennett, Mueller, Ryan, Sales, Smith, Stobie, Switzer, Underdal, Vinger.

Total 9

Excused: Ellerd, Moore, Neuman, Waldron.

Total 4

Absent or not voting: Bardanouve, Cozzens, Donaldson, Dozier, Jensen, Kessler, Kropp.



## Total 7

Representative Winslow moved that the Free Conference Committee Report on SB 258 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Dussault, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Brown, Stobie.

Total 2

Excused: Ellerd, Moore, Neuman, Waldron.

Total 4

Absent or not voting: Bardanouve, Bennett, Cozzens, Donaldson, Dozier, Ellison, Fagg, Jensen, Keedy, Kessler.

Total 10

That the Committee rise and report and beg leave to sit again. (Matsko, Chairman). Report adopted. (79-1)

### MOTIONS

Representative Fagg moved that the rules be temporarily suspended to allow HB 709, which was returned from the Senate today, to be placed on Second Reading this day. Motion carried.

Representative Fagg moved that the rules be further suspended to allow all bills passing Second Reading today to be heard on Third Reading the same day. Motion carried.

Representative Nordtvedt moved that the Conference Committee on HB 775 be dissolved and that the Speaker be authorized to appoint a new Conference Committee on HB 775. Motion carried.

Representative Fedra moved that consideration on HB 636 be passed until the 91st legislative day. Motion carried.

Representative Fagg moved that the House stand in recess until 1:30 p.m. Motion carried.

House recessed at 11:10 a.m.

House reconvened at 1:45 p.m.

Representatives Moore, Neuman, and Waldron present at this time.

Representative Lund moved that the rules be temporarily suspended to allow the drafting and introduction of a committee bill dealing with the Supreme Court's ability to appropriate funds. Motion carried.

Representative Sivertsen moved that SB 126, the vehicle license bill, be taken from the Committee on Taxation and placed on Second Reading this day. Motion failed by the following vote:



Ayes: Abrams, Andreason, Asay, Burnett, Conroy, Cozzens, Curtiss, Devlin, Ernst, Hannah, Harp, Huennekens, Jacobsen, Kanduch, Keedy, Manuel, McLane, Meyer, Neuman, Nilson, Nordtvedt, O'Hara, Roush, Sales, Seifert, Shontz, Sivertsen, Switzer, Thoft, Underdal, Vinger, Winslow, Zabrocki.

Total 33

Noes: Anderson, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Daily, Donaldson, Dozier, Dussault, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jensen, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Matsko, McBride, Menahan, Metcalf, Moore, Mueller, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roth, Ryan, Schultz, Shelden, Spilker, Stobie, Teague, Vincent, Waldron, Wallin, Williams, Yardley, Mr. Speaker.

Total 62

Excused: Ellerd.

Total 1

Absent or not voting: Bardanouve, Kropp, Phillips, Smith.

Total 4

Speaker Pro Tem Lund in the Chair.

Representative Huennekens moved that SB 334, the metallic minerals severance tax bill, be taken from the Committee on Taxation and placed on Second Reading. After considerable debate, Representative Kropp moved the previous question. Motion carried. (51-41) Thereupon, the Huennekens motion failed by the following vote:

Ayes: Anderson, Andreason, Azzara, Bardanouve, Bergene, Brand, Dozier, Dussault, Fabrega, Fagg, Harper, Harrington, Hart, Huennekens, Jacobsen, Keedy, Kemmis, Kennerly, Kessler, Manning, Manuel, McBride, Metcalf, Nilson, Oberg, Shelden, Vincent, Waldron, Yardley, Zabrocki.

Total 30

Noes: Abrams, Asay, Bengtson, Bennett, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellison, Ernst, Eudaily, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jensen, Kanduch, Keyser, Kitselman, Kropp, Lory, Marks, Matsko, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Wallin, Williams.

Total 66

Excused: Ellerd.

Total 1

Absent or not voting: Shontz, Winslow, Mr. Speaker Pro Tem.

Total 3

### FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following bill was introduced, read first time and referred to committee:

HB 876, introduced by Lund, Moore. Referred to Committee on Appropriations.

**SECOND READING OF BILLS  
(COMMITTEE OF THE WHOLE)**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative Matsko in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

The Committee on Rules excused at this time.

Representative Neuman moved that Senate Amendments to HB 709 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bergene, Briggs, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellison, Eudaily, Fabrega, Feda, Gould, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Lory, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Sheldon, Shontz, Spilker, Stobie, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Zabrocki.

Total 62

Noes: Andreason, Bertelsen, Brown, Cozzens, Ellerd, Ernst, Hurwitz, Keyser, Kropp, Manuel, Mueller, Phillips, Roth, Roush, Ryan, Sales, Schultz, Seifert, Smith, Thoft, Wallin, Yardley.

Total 22

Paired: Spilker, Aye; Ellerd, No.

Excused: Dussault, Fagg, Lund, Marks, Moore, Sivertsen.

Total 6

Absent or not voting: Anderson, Bennett, Brand, Burnett, Hannah, Harp, Hemstad, Kessler, Kitselman, Nordtvedt.

Total 10

Representative Kemmis excused at this time.

Representative Spilker present at this time.

Representative Seifert moved that the Free Conference Committee Report on SB 399 be adopted. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kropp, Lory, Manuel, Matsko, McBride, McLane, Menahan, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: Keedy, Manning.

Total 2

Excused: Dussault, Ellerd, Fagg, Kemmis, Lund, Marks, Moore, Sivertsen.  
Total 8

Absent or not voting: Anderson, Bennett, Conroy, Harp, Hemstad, Iverson, Kitselman, Metcalf, Nordtvedt, Shelden, Shontz.  
Total 11

Representative Seifert moved that the Conference Committee Report on SB 286 be adopted. Representative Keedy made a substitute motion that the Conference Committee Report on SB 286 be rejected. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McLane, Menahan, Meyer, Mueller, Neuman, Nilson, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Zabrocki.  
Total 75

Noes: Harper, Hart, Metcalf, Oberg, Waldron, Yardley.  
Total 6

Excused: Dussault, Ellerd, Fagg, Kemmis, Lund, Marks, Moore, Sivertsen.  
Total 8

Absent or not voting: Bardanouve, Bennett, Burnett, Cozzens, Dozier, Harp, McBride, Nordtvedt, O'Hara, Shelden, Winslow.  
Total 11

Representative Metcalf in the Chair.

Representative Bergene moved that the Conference Committee Report on SB 352 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Donaldson, Ellison, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Shelden, Shontz, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 69

Noes: Devlin, Ernst, Oberg, Ryan, Sales, Schultz, Stobie, Switzer.  
Total 8

Excused: Dussault, Ellerd, Fagg, Kemmis, Lund, Marks, Moore, Sivertsen.  
Total 8

Absent or not voting: Andreason, Bardanouve, Bengtson, Bennett, Burnett, Cozzens, Dozier, Iverson, Keyser, McBride, Nordtvedt, O'Hara, Quilici, Seifert, Smith.  
Total 15

Representatives Kemmis, Lund, and Marks present at this time.



Representative Matsko moved that the Free Conference Committee Report on HB 301 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bennett, Bergene, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: None.

Total 0

Excused: Dussault, Ellerd, Fagg, Moore, Sivertsen.

Total 5

Absent or not voting: Andreason, Bengtson, Bertelsen, Burnett, Cozzens, Dozier, Iverson, Jensen, McBride, Nordtvedt, O'Hara, Smith.

Total 12

Representative Matsko in the Chair.

Representatives Moore and Sivertsen present at this time.

Representatives Conroy and Marks excused at this time.

Representative Keedy moved that Senate Amendments to HB 290 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Daily, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Harper.

Total 1

Excused: Conroy, Dussault, Ellerd, Fagg, Marks.

Total 5

Absent or not voting: Abrams, Bengtson, Burnett, Cozzens, Curtiss, McBride, Nordtvedt, Seifert.

Total 8

Representative Thoft moved that Senate Amendments to HB 469 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Curtiss, Daily, Devlin, Donaldson,



Dozier, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spiker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: Hannah, Pavlovich.

Total 2

Excused: Conroy, Dussault, Ellerd, Fagg, Marks.

Total 5

Absent or not voting: Abrams, Bengtson, Bennett, Burnett, Cozzens, Kessler, Lund, McBride, Nordtvedt, Shontz, Teague.

Total 11

Representatives Menahan and Moore excused at this time.

Representative Gould moved that the Free Conference Committee Report on HB 161 be adopted. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Smith, Spiker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: Dozier.

Total 1

Excused: Conroy, Dussault, Ellerd, Fagg, Marks, Menahan, Moore.

Total 7

Absent or not voting: Abrams, Bengtson, Bennett, Bergene, Bertelsen, Burnett, McBride, Nordtvedt, Shontz, Teague.

Total 10

Representative Kemmis excused at this time.

Representative Lund moved that Senate Amendments to HB 865 be concurred in. Motion carried by the following vote:

Ayes: Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Dozier, Ellison, Ernst, Eudaily, Fabrega, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kessler, Kitselman, Lory, Lund, Manning, Matsko, Meyer, Mueller, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Shelden, Switzer, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 59

Noes: Anderson, Andreason, Bengtson, Burnett, Curtiss, Donaldson, Hannah, Keedy, Kennerly, Keyser, Kropp, McLane, Neuman, Ryan, Sales, Seifert, Smith, Spilker, Stobie, Thoft, Vinger, Yardley.

Total 22

Excused: Conroy, Dussault, Ellerd, Fagg, Kemmis, Marks, Menahan, Moore.

Total 8

Absent or not voting: Abrams, Feda, Harp, Iverson, Manuel, McBride, Metcalf, Nordtvedt, Shontz, Sivertsen, Teague.

Total 11

Representative Cozzens excused at this time.

Representative Meyer moved that the Free Conference Committee Report on HB 692 be adopted. Motion carried by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bardanouve, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Smith, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 75

Noes: Harper, Keedy, Ryan, Stobie.

Total 4

Excused: Conroy, Cozzens, Dussault, Ellerd, Fagg, Kemmis, Marks, Menahan, Moore.

Total 9

Absent or not voting: Abrams, Bengtson, Bennett, Harp, Lund, McBride, Nordtvedt, Shelden, Shontz, Sivertsen, Teague, Waldron.

Total 12

Representative Fagg present at this time.

Representative Vinger moved that the Free Conference Committee Report on SB 50 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Daily, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Shelden, Sivertsen, Spilker, Switzer, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 68

Noes: Andreason, Burnett, Curtiss, Hannah, Hurwitz, Jensen, Keedy, Kropp, Oberg, Roth, Sales, Seifert, Shontz, Smith, Stobie, Underdal.

Total 16

Excused: Conroy, Cozzens, Dussault, Ellerd, Kemmis, Marks, Menahan, Moore.

Total 8

Absent or not voting: Bennett, Dozier, Harp, Iverson, McBride, Nordtvedt, O'Hara, Teague.

Total 8

Representatives Dussault, Kemmis, Marks, and Menahan present at this time.

That the Committee rise and report. (Matsko, Chairman). Report adopted. (91-2)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Senate Joint Resolution No. 34 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Bardanouve, Brand, Burnett, Sales, Smith.

Total 5

Excused: Conroy, Cozzens, Ellerd, Moore.

Total 4

Absent or not voting: Dozier, Hannah, McBride, Nordtvedt, Roth.

Total 5

Governor's Amendments to House Bill No. 179 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Burnett, Hannah, McLane, Sales, Smith, Williams.

Total 6

Excused: Conroy, Cozzens, Ellerd, Moore.

Total 4



Absent or not voting: McBride, Nordtvedt.

Total 2

Governor's Amendments to House Bill No. 367 were concurred in by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Anderson, Hannah.

Total 2

Excused: Conroy, Cozzens, Ellerd, Moore.

Total 4

Absent or not voting: McBride, Nordtvedt, Sivertsen.

Total 3

Governor's Amendments to House Bill No. 389 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Burnett, Curtiss, Hannah, Harp.

Total 4

Excused: Conroy, Cozzens, Ellerd, Moore.

Total 4

Absent or not voting: McBride, Nordtvedt.

Total 2

Senate Amendments to House Bill No. 838 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson,



Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Conroy, Cozzens, Ellerd, Moore.

Total 4

Absent or not voting: McBride.

Total 1

Free Conference Committee Report on House Bill No. 761 was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Conroy, Cozzens, Ellerd, Moore.

Total 4

Absent or not voting: McBride.

Total 1

Conference Committee Report on House Bill No. 390 was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Conroy, Cozzens, Ellerd, Moore.

Total 4

Absent or not voting: McBride.

Total 1

Free Conference Committee Report on Senate Bill No. 298 was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 87

Noes: Harper, Huennekens, Nordtvedt, Oberg, Roush, Waldron, Yardley.

Total 7

Excused: Conroy, Cozzens, Ellerd, Moore.

Total 4

Absent or not voting: Keedy, McBride.

Total 2

Free Conference Committee Report on Senate Bill No. 320 was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Bennett, Mueller, Sales, Seifert, Smith, Stobie, Vinger.

Total 7

Excused: Conroy, Cozzens, Ellerd, Moore.

Total 4

Absent or not voting: Devlin, Kanduch, Keedy, McBride, Switzer.

Total 5

Free Conference Committee Report on Senate Bill No. 258 was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett,

Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Conroy, Cozzens, Ellerd, Moore.

Total 4

Absent or not voting: Keedy, McBride.

Total 2

Free Conference Committee Report on Senate Bill No. 399 was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Keedy, Seifert, Smith.

Total 3

Excused: Conroy, Cozzens, Ellerd, Moore.

Total 4

Absent or not voting: McBride.

Total 1

Conference Committee Report on Senate Bill No. 352 was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84



Noes: Burnett, Devlin, Harp, Keyser, Oberg, Roth, Ryan, Sales, Smith, Stobie.

Total 10

Excused: Conroy, Cozzens, Ellerd, Moore.

Total 4

Absent or not voting: McBride, Pistoria.

Total 2

Free Conference Committee Report on House Bill No. 301 was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Conroy, Cozzens, Ellerd, Moore.

Total 4

Absent or not voting: McBride.

Total 1

Senate Amendments to House Bill No. 290 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Harper.

Total 1

Excused: Conroy, Cozzens, Ellerd, Moore.

Total 4

Absent or not voting: McBride, Underdal.

Total 2

Senate Amendments to House Bill No. 469 were concurred in by the following vote:



Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Hannah, Harp, Nordtvedt.

Total 3

Excused: Conroy, Cozzens, Ellerd, Moore.

Total 4

Absent or not voting: McBride.

Total 1

Senate Amendments to House Bill No. 865 were concurred in by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Daily, Devlin, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kessler, Kitselman, Lory, Manning, Manuel, Matsko, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shelden, Sivertsen, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 67

Noes: Anderson, Andreason, Burnett, Curtiss, Donaldson, Ellison, Fedá, Hannah, Harp, Jensen, Keedy, Kennerly, Keyser, Kropp, McLane, Nordtvedt, Roth, Sales, Shontz, Smith, Spilker, Stobie, Thoft, Vinger, Yardley.

Total 25

Excused: Conroy, Cozzens, Ellerd, Moore.

Total 4

Absent or not voting: Hart, Lund, McBride, Mr. Speaker.

Total 4

Free Conference Committee Report on House Bill No. 161 was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft,

Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 89

Noes: Burnett, Dozier, Harper, Keyser.  
Total 4

Excused: Conroy, Cozzens, Ellerd, Moore.  
Total 4

Absent or not voting: McBride, O'Hara, Ryan.  
Total 3

Free Conference Committee Report on House Bill No. 692 was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 89

Noes: Harper, Keedy, Ryan, Stobie, Underdal.  
Total 5

Excused: Conroy, Cozzens, Ellerd, Moore.  
Total 4

Absent or not voting: Fagg, McBride.  
Total 2

Free Conference Committee Report on Senate Bill No. 50 was adopted by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Daily, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Schultz, Seifert, Shelden, Sivertsen, Spilker, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 72

Noes: Anderson, Andreason, Brand, Burnett, Curtiss, Devlin, Ellison, Hannah, Harp, Hurwitz, Jensen, Keedy, Kropp, Neuman, Oberg, Roth, Ryan, Sales, Shontz, Smith, Stobie, Switzer, Underdal.  
Total 23

Excused: Conroy, Cozzens, Ellerd, Moore.  
Total 4

Absent or not voting: McBride.

Total 1

## REPORTS OF SELECT COMMITTEES

### CONFERENCE COMMITTEE ON HOUSE BILL NO. 775 Report No. 1, April 20, 1981

Mr. President and Speaker of the House:

We, your Conference Committee on House Bill No. 775, met April 20, 1981, and considered:

Senate Committee on Taxation amendments to the reference bill, dated March 14, 1981.

We recommend that:

The House accede to Committee amendments no. 1 and 2.

The reference copy of House Bill No. 775 remain unchanged.

The Conference Committee Report on House Bill No. 775 be adopted.

FOR THE HOUSE:

Nordtvedt  
Fabrega  
Williams

FOR THE SENATE:

B. Brown  
Crippen  
Eck

## MOTIONS

Representative Fagg moved that the Speaker be authorized to appoint a Free Conference Committee on House Amendments to SJR 21. Motion carried.

Representative Fagg moved that the Speaker be authorized to appoint a Free Conference Committee on Senate Amendments to HB 709. Motion carried.

Representative Fagg moved that the Speaker be authorized to appoint a Conference Committee on House Amendments to SB 77. Motion carried.

Representative Huennekens moved that the House reconsider its action in failing to place SB 344 on Second Reading earlier in the day. After speaking on his motion, he withdrew it.

Representative Seifert moved that the Speaker be authorized to appoint a Conference Committee on House Amendments to SB 77. Motion carried.

Representative Keedy moved that the rules be temporarily suspended to allow the House to reconsider its action in failing to concur in Senate Amendments to HB 213. Motion carried.

Representative Keedy then moved that the Conference Committee on Senate Amendments to HB 213 be dissolved. Motion carried.

Finally, Representative Keedy moved that Senate Amendments to HB 213 be placed on Second Reading on the 88th legislative day. Motion carried.

## UNFINISHED BUSINESS

The Speaker appointed the following new Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 775:

Nordtvedt, Chairman  
Fabrega  
Williams

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Joint Resolution No. 21:

Marks, Chairman  
Spilker  
Kanduch

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 709:

Donaldson, Chairman  
Hurwitz  
Neuman

The Speaker appointed the following new Free Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 286:

Seifert, Chairman  
Curtiss  
Keedy

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 77:

Nordtvedt, Chairman  
Fabrega  
Williams

Representative Fagg moved that the House adjourn until 10:00 a.m., April 21, 1981.

Motion carried.

House adjourned at 4:05 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk





## EIGHTY-EIGHTH LEGISLATIVE DAY

Helena, Montana  
April 21, 1981

House Chambers  
Capitol Building

House convened at 10:15 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Andreason, Ellerd, Neuman, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journals for the Eighty-fourth and Eighty-fifth Legislative Days, find the same to be correct.

SPILKER, Chairman

### REPORTS OF STANDING COMMITTEES

**BILLS (Spilker, Chairman):** 4/21/81  
Correctly printed - HB 876, HJR 68.  
Correctly enrolled - HB 135, HB 217, HB 270, HB 469, HB 642, HB 653, HB 674, HB 801, HJR 58, HR 5.  
Examined by the sponsor (Kessler) and found to be correct - HB 135.  
Examined by the sponsor (Menahan) and found to be correct - HB 217.  
Examined by the sponsor (Sales) and found to be correct - HB 270.  
Examined by the sponsor (Thoft) and found to be correct - HB 469.  
Examined by the sponsor (Bennett) and found to be correct - HB 642.  
Examined by the sponsor (Nordtvedt) and found to be correct - HB 653, HJR 58.  
Examined by the sponsor (Fabrega) and found to be correct - HB 674.  
Examined by the sponsor (Lund) and found to be correct - HB 801.  
Signed by the Speaker at 9:50 p.m., 4/20/81 - HB 542, HB 851, HJR 20, HJR 26, HJR 51, HJR 59, HJR 62, HJR 63.  
Signed by the Speaker at 6:00 p.m., 4/21/81 - HB 653, HJR 58.  
Signed by the Speaker at 6:05 p.m., 4/21/81 - HB 135, HB 217, HB 270, HB 469, HB 642, HB 674, HB 801.  
Delivered to the Governor for his approval at 11:20 a.m., 4/21/81 - HB 620, HB 870.  
Delivered to the Governor for his approval at 3:20 p.m., 4/21/81 - HB 542, HB 851.

**APPROPRIATIONS (Lund, Chairman):** 4/21/81  
HB 876, do pass. Report adopted.

**RULES (Fagg, Chairman):** 4/20/81  
HJR 68, introduced bill, be amended as follows:

1. Page 1, line 21.  
Following: "on"  
Strike: "second and"

2. Page 2, line 5.  
Following: "on"  
Strike: "second and"

And, as amended, do pass. Report adopted.

**STATE ADMINISTRATION (Feda, Chairman):** 4/21/81  
SJR 35, be concurred in. Report adopted.

**TAXATION (Nordtvedt, Chairman):** 4/14/81

SB 200, third reading copy, be amended as follows:

1. Page 3, line 10.

Following: "(8)"

Insert: "75% of"

2. Page 4, line 12.

Following: "(e)"

Insert: "75% of"

3. Page 5, line 7.

Following: "less"

Insert: "75% of"

And, as amended, be not concurred in. This committee report was neither read across the rostrum nor adopted by the House. The bill was brought from committee by motion.

## REPORTS OF SELECT COMMITTEES

### CONFERENCE COMMITTEE

#### ON SENATE AMENDMENTS TO HOUSE BILL NO. 212

Report No. 1, April 20, 1981

Mr. President and Speaker of the House:

We, your Conference Committee on House Bill No. 212, met April 14, 1981, and considered:

Senate Committee of the Whole amendments to the third reading copy, dated March 28, 1981.

We recommend that:

The Senate recede from Senate Committee of the Whole amendments no. 1, 6, and 7; and the House accede to Senate Committee of the Whole amendments no. 2, 3, 4, 5, and 8.

The reference copy of House Bill No. 212 read as specified in the clerical instructions.

The Conference Committee Report on House Bill No. 212 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Title, line 8.

Following: "~~DISCHARGE,~~"

Insert: ", PROHIBITING WAIVER OF A HEARING TO DETERMINE RELEASE OR DISCHARGE,"

2. Page 3, lines 7 through 9.

Following: "~~waived~~"

Strike: "UNLESS WAIVED,"

Following: "~~days~~"

Strike: "1 YEAR"

Insert: "180 days"

Following: "confinement"

Strike: "AND YEARLY THEREAFTER"

3. Page 3, lines 11 through 13.

Following: "~~district.~~"

Insert: "The hearing shall be conducted by the court which ordered the commitment unless that court transfers jurisdiction to the third judicial district."

## FOR THE HOUSE:

Hannah  
Keedy  
Thoft

## FOR THE SENATE:

B. Brown  
Olson  
Van Valkenburg

FREE CONFERENCE COMMITTEE  
ON HOUSE BILL NO. 500  
Report No. 1, April 20, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on House Bill No. 500, met April 13 through 17 and April 20, 1981.

We recommend that:

The reference copy of House Bill No. 500 read as specified in the clerical instructions.

The Free Conference Committee Report on House Bill No. 500 be adopted.

CLERICAL INSTRUCTIONS:

1. Page 2.

Following: line 22

Insert: "(2) A budget amendment may be approved to spend money in the earmarked revenue fund only if the approving authority certifies that an emergency justifies the expenditure."

Page 3, line 2.

Following: "~~(3)~~"

Strike: "~~(2)~~"

Insert: "~~(3)~~"

2. Page 4, line 24.

Following: "CONGRESS"

Insert: "after April 1, 1981"

3. Page 8, line 1.

Strike: "1,879,829"

Insert: "1,899,829"

Page 8, line 7.

Strike: "331,710"

Insert: "341,710"

4. Page 8, line 16.

Strike: "1,024,592      1,015,135"

Insert: "990,113      980,656"

5. Page 9, line 11.

Strike: "3,035,275      227,543      3,233,482      349,762"

Insert: "3,000,796      227,543      3,199,003      349,762"

6. Page 10, line 2.

Strike: "83,248      89,568"

Insert: "59,378      65,698"

7. Page 10.

Following: line 14

Insert: "12. Contingency - Vacancy Savings 1,600,000"

8. Page 10, line 16.



Strike: "2,074,534 150,000 2,029,373 100,000"

Insert: "3,650,664 150,000 2,005,503 100,000"

9. Page 10.

Following: line 21

Insert: "Item 12, a biennial appropriation, is solely for instructional faculty salaries in the six college and university units and for contract faculty in the bureau of mines, agriculture experiment station, forestry experiment station and cooperative extension service and shall only be expended if vacancy savings are not realized. As a further condition precedent to the expenditure of this item 12 appropriation any of the said agencies requesting any portion of said appropriation shall submit a verified request therefore which request shall be verified by the president of the requesting agency and supported by evidence itemized and detailed establishing, to the satisfaction of the Governor that the requesting agency is entitled to a portion of said funds. The request and supporting documentation must be submitted by April 1, of each fiscal year and shall be subject to the conditions herein set forth. The Governor shall respond with his decision by May 1 of each fiscal year.

The above agencies shall, by July 1 of each fiscal year, submit for the current unrestricted subfund a detailed list of all FTE, staff positions, each individual salary and total budgeted benefits. The list shall equal total compensation at 100 percent excluding critical area faculty salary adjustment funds appropriated in this act for personal services. This total compensation figure may not from any individual agency be 3.6 percent greater than the operating budget for personal services for such agency. The list shall have at least these sections. Section 1 shall detail the positions which are eligible for the contingency vacancy savings appropriation. Any salary increases granted after this list is submitted will not be reimbursed from the vacancy savings fund. Section 2 shall detail all other staff. Section 3 shall detail by position the allocation of the critical area faculty salary adjustment funds.

In the event any such request is submitted and the Governor shall find that the requesting agency has satisfied all the requirement and conditions herein set forth, the Governor may issue his approval for expenditure of the said contingency-vacancy funds.

If the Governor should determine, in his discretion, that any requesting agency has not satisfied the conditions of item 12 relating to a request for a portion of this appropriation, he may deny such request and such denial shall be final and conclusive."

10. Page 12, line 25.

Strike: "7,939,873 8,286,861 7,504,634 8,465,477"

Insert: "7,813,601 8,194,811 7,420,336 8,373,427"

11. Page 14, line 1.

Strike: "46,000"

Insert: "41,000"

12. Page 14.

Following: line 1

Insert:

"12. a. SB 466	-0-	3,750	-0-	-0
b. HB 364	5,000	-0-	5,000	-0
c. HB 389	-0-	5,000	-0-	5,000"

13. Page 14, line 5.

Strike: “8,755,482    8,314,074    8,316,644    8,470,477”  
 Insert: “8,634,210    8,230,774    8,237,346    8,383,427”

14. Page 15.

Following: line 7

Insert: "Amounts in item 12 are contingent upon passage of the noted bills."

15. Page 17, line 22.

Strike: "FOR ALL OPERATIONAL SYSTEMS"

Page 17, line 23.

Strike: "ties directly to the 1985 biennium budget request"

Insert: "is detailed by year, project phase and fund"

16. Page 19, line 18.

Strike: "12,340,311 12,490,050"

Insert: "12,380,311 12,500,050"

Page 19.

Following: line 25

Insert: "5. SB 50 40,000 -0- 10,000 -0-"

Page 20, line 2.

Strike: "12,579,529 12,764,153"

Insert: "12,619,529 12,774,153"

Page 21.

Following: line 19

Insert: "Item 5 is contingent upon passage of SB 50."

17. Page 21, line 23.

Strike: "4,258,015 14,147,280 4,289,068 14,384,282"

Insert: "4,231,557    14,120,573    4,260,356    14,354,970"

18. Page 22, line 15.

Strike: "500,000 500,000"

Same:	<u>333,333</u>	<u>333,333</u>
Insert:	" <u>375,000</u> "	<u>375,000</u> "

19. Page 22.

Strike: lines 16 and 17 in their entirety

Page 22, line 18.

Strike: "11."

Insert: "10."

Page 22, line 21.

Strike: "12."

Strike:  $\frac{12.}{11.}$   
Insert: "11."

20. Page 22.

Following: line 23

Insert: "12. General Services - Additional Buildings  
-0- 200,845 -0- 205,500"

21. Page 22.

Following: line 23

Insert: "13. Rent - Transferred Divisions  
26,458 26,707 28,712 29,312"

22. Page 23, line 1.

Strike: "5,084,515 5,053,068"

Insert: "4,959,515" 4,928,068"

23. Page 23, line 2.

Strike: "19,338,142      19,346,972"

Insert: "19,508,954      19,524,029"

24. Page 24, line 25.

Strike: "ITEM 9 PROVIDES FOR EMERGENCY FUNDING OF THE DISTRICT"

Page 25, line 1.

Strike: "COURTS, AS DEFINED IN HB 300"

Page 24.

Following: line 24

Insert: "Item 9 provides for emergency funding of the district courts in those instances when a court incurs extraordinary expenses due to an extended criminal case or state government-related suits in Lewis and Clark county. These funds shall not be used for usual court operations or additional social service programs.

Emergency funds to Lewis and Clark county for state government-related suits will not exceed ten percent above the revenue collected through the six-mill levy."

25. Page 25.

Following: line 5

Insert: "Item no. 10 is contingent upon passage of HB 372.

Item no. 11 is contingent upon passage of HB 674.

Item no. 12 is contingent upon the purchase of additional buildings, as referred to in HB 666, and the assumption of related maintenance duties by the department. The amount of funds spent shall be prorated, based on the remaining portion of the fiscal year."

26. Page 25.

Following: line 5

Insert: "Item 13 contains the spending authority necessary to fund the lease agreement and other related costs for those divisions located in the building at 1424 Ninth Avenue. When this building is purchased by the state and maintenance responsibilities are assumed, all of the remaining funds in item 13, except for the prorated remaining portion of the annual charge of \$3.02 per square foot in fiscal 1982 and \$3.09 per square foot in fiscal 1983 that the department of administration shall charge for rent and repair expenses, shall revert."

27. Page 25.

Following: line 5

Insert: "The accountant added in item 11 is for this biennium only."

28. Page 26, line 2.

Strike: "38,755,374      38,974,095"

Insert: "40,110,753      38,721,448"

Page 26, line 3.

Strike: "237,424,001      242,898,886"

Insert: "237,511,513      242,988,893"

29. Page 26.

Following: line 14

Insert: "3. Subdivisions Bureau -0- 79,856 -0- 79,856"

Page 26, line 16.

Strike: "17,342,157    18,094,644"  
 Insert: "17,422,013    18,174,500"

Page 26.

Following: line 16

Insert: "In item 3, \$39,928 each year is contingent upon legislative approval of the governor's amendment to HB 179."

30. Page 27, line 13.

Strike: "15,331,458"

Insert: "15,435,596"

31. Page 27, line 15.

Strike: "806,399            768,886"

Insert: "906,149            861,886"

32. Page 27, line 16.

Strike: "4,953,432"

Insert: "5,369,986"

33. Page 27, line 20.

Strike: "1,616,834    1,606,734    22,055,080"

Insert: "1,716,584    1,699,734    22,575,772"

34. Page 28.

Following: line 20

Insert: "7. HB 258

53,865    100,035    53,865    100,035"

Page 28, line 22.

Strike: "24,512,691    25,379,598"

Insert: "24,612,726    25,479,633"

Page 28, line 23.

Strike: "82,289,835    31,813,553"

Insert: "82,343,700    31,867,418"

35. Page 30.

Following: line 8

Insert: "The department shall monitor and assess the activities of the area agencies on aging for implementation of the department-approved area plans for aging services and shall report to the legislative finance committee, no later than sixty (60) days prior to the beginning of the 48th legislative session, the extent to which the area agencies have complied with the area plans and the extent to which the area agencies have cooperated with the local government funding sources."

36. Page 32.

Following: line 5

Insert: "The funding of item 7 is contingent upon passage and approval of HB 258."

37. Page 32.

Following: line 5

Insert: "The day-care rate per day for homes is not to exceed \$6.00 in fiscal 1982 and \$6.50 in fiscal 1983. The rate per day is not to exceed \$7.00 in fiscal 1982 and \$7.50 in fiscal 1983 for day-care centers."

38. Page 32, line 13.

Strike: "87,013,588    63,329,748    36,545,291    65,529,322"

Insert: "87,167,203    63,509,639    36,692,156    66,229,905"



39. Page 35, line 4.		
Strike: "237,906		253,460"
Insert: "254,775		269,329"
40. Page 35, line 18.		
Strike: "20,346		21,787"
Insert: "21,979		23,420"
41. Page 35, line 21.		
Strike: "12,415		13,090"
Insert: "13,220		13,895"
42. Page 35, line 24.		
Strike: "95,640		99,626"
Insert: "97,550		101,536"
43. Page 36, line 2.		
Strike: "29,863		31,916"
Insert: "31,231		33,284"
44. Page 36, line 8.		
Strike: "5,138		5,424"
Insert: "5,238		5,524"
45. Page 36, line 14.		
Strike: "3,724		4,036"
Insert: "5,321		5,633"
46. Page 36, line 17.		
Strike: "68,830		72,701"
Insert: "72,367		77,488"
47. Page 36, line 20.		
Strike: "12,236		13,125"
Insert: "13,886		14,975"
48. Page 36, line 23.		
Strike: "136,889		141,562"
Insert: "141,249		145,922"
49. Page 37, line 10.		
Strike: "80,753		84,239"
Insert: "83,173		86,659"
50. Page 37, line 13.		
Strike: "62,040		63,976"
Insert: "62,565		64,501"
51. Page 37, line 25.		
Strike: "18,367		19,537"
Insert: "18,667		19,837"
52. Page 38, line 3.		
Strike: "18,258		19,306"
Insert: "18,333		19,381"
53. Page 38, line 6.		
Strike: "9,873		11,249"
Insert: "11,301		12,677"
54. Page 38, line 15.		
Strike: "6,291		6,804"
Insert: "6,791		7,304"

55. Page 38, line 18.

Strike: "7,092            7,631"  
 Insert: "7,342            7,881"

56. Page 38, line 21.

Strike: "8,151            8,635"  
 Insert: "8,901            9,385"

57. Page 39, line 2.

Strike: "4,673            4,978"  
 Insert: "4,973            5,278"

58. Page 39, line 5.

Strike: "23,135,839    23,097,016"  
 Insert: "23,176,216    23,137,843"

59. Page 40, lines 6 through 9.

Strike: lines 6 through 9 in their entirety

60. Page 40.

Following: line 9

Insert: "Those divisions and bureaus of the department of commerce that are moved from private to state owned office space shall revert the resulting savings in rent, utilities, taxes and other expenses."

61. Page 43, line 6.

Strike: line 6 in its entirety

Insert: "176,000    60,259    175,000    47,991"

62. Page 43, lines 11 and 12.

Strike: lines 11 and 12 in their entirety

Insert: "913,169    8,254,396    892,917    8,657,192"

63. Page 44, line 24.

Strike: "201,353            202,377"  
 Insert: "441,953            477,377"

64. Page 45, line 8.

Strike: "425,945            430,225"  
 Insert: "329,795            350,105"

65. Page 45, lines 13 and 14.

Strike: lines 13 and 14 in their entirety

Insert: "6,398,331    12,188,756    6,340,248    12,133,308"

66. Page 46, line 25.

Strike: line 25 in its entirety

67. Page 47, line 1.

Strike: line 1 in its entirety

68. Page 47, line 4.

Strike: "55,505            47,510"  
 Insert: "19,310            19,310"

69. Page 47, lines 10 and 11.

Strike: lines 10 and 11 in their entirety

70. Page 47, line 15.

Strike: line 15 in its entirety

Insert: "12,922,392    65,345,376    12,835,003    65,941,548"

71. Page 47, line 24.

Strike: "248,157            246,713"

Insert: "237,041            235,510"

Page 47, line 26.

Strike: "194,600    1,364,785    204,235    1,310,907"

Insert: "194,239    1,348,521    203,871    1,294,514"

Page 48, line 3.

Strike: "3,608,423            3,722,557"

Insert: "3,583,762            3,697,702"

Page 48, line 6.

Strike: "831,726            835,090"

Insert: "797,596            800,690"

Page 48, line 8.

Strike: "541,026            546,162"

Insert: "535,536            540,629"

Page 48, line 10.

Strike: "3,963,494            4,358,850"

Insert: "3,957,049            4,352,354"

Page 48.

Following: line 12

Insert: "7. Building Space                            76,713            21,754            77,318            21,926"

Page 49.

Following: line 5.

Insert: "Item 7 contains spending authority necessary to fund the lease agreement and other related costs for the central offices of the department of institutions. When this building is purchased by the state, all appropriated funds in item 7 except \$3.02 per square foot in fiscal 1982 and \$3.09 per square foot in fiscal 1983 in proportion to the time period remaining each fiscal year shall revert."

72. Page 53, line 9.

Strike: "105,242            107,106"

Insert: "100,242            102,106"

Page 53, line 13.

Strike: "107,242            107,106"

Insert: "102,242            102,106"

73. Page 53, line 15.

Following: "appropriations"

Insert: "or budget amendments from unanticipated funds"

74. Page 55.

Following: line 5

Insert: "Corrections Division                            26,944            30,179"

75. Page 55, line 9.

Strike: "48,769,024            49,673,053"

Insert: "48,764,024            49,668,053"

76. Page 60, line 4.

Strike: "1,683,647    3,220,444    1,708,467    3,293,951"

Insert: "1,566,750    3,209,704    1,577,805    3,286,040"

Page 60.

Following: line 15

Insert: "7. Building Space

116,897      10,740      130,662      7,911"

Page 60.

Following: line 24

Insert: "Item 7 contains the spending authority necessary to fund the lease agreement and other related costs of the office of public instruction building at 1300 eleventh avenue. When this building is purchased by the state all appropriated funds in item 7 except \$3.02 per square foot in fiscal 1982 and \$3.09 per square foot in fiscal 1983 in proportion to the time period remaining each fiscal year shall revert."

77. Page 67, line 3.

Strike: "1,714,510      1,561,193      1,677,118      1,685,545"

Insert: "1,644,433      1,631,270      1,607,040      1,755,623"

78. Page 67, line 9.

Strike: "10,968,095      10,792,293"

Insert: "10,754,709      10,587,516"

Page 67, line 25.

Strike: "19,738,089      20,142,209"

Insert: "19,524,703      19,937,432"

Page 68, line 7.

Strike: "8,977,386      8,934,188"

Insert: "8,773,903      8,732,602"

Page 68, line 23.

Strike: "17,134,569      17,533,654"

Insert: "16,931,086      17,332,068"

Page 69, line 7.

Strike: "2,995,440      2,868,499"

Insert: "2,876,473      2,754,541"

Page 69, line 21.

Strike: "6,440,142      6,109,874"

Insert: "6,321,175      5,995,916"

Page 70, line 4.

Strike: "1,853,487      1,833,423"

Insert: "1,784,498      1,767,099"

Page 70, line 18.

Strike: "3,288,962      3,333,609"

Insert: "3,219,973      3,267,285"

Page 71, line 2.

Strike: "773,383      761,322"

Insert: "730,977      720,410"

Page 71, line 14.

Strike: "1,803,624      1,843,735"

Insert: "1,761,218      1,802,823"

Page 71, line 21.

Strike: "1,661,769      1,709,818"

Insert: "1,648,006      1,695,835"

Page 72, line 12.

Strike: "3,439,258      3,794,018"

Insert: "3,425,495      3,780,035"



79. Page 72, line 22.

Strike: "65,460,325 37,989,118 66,749,201 40,832,237"

Insert: "64,729,254 38,059,195 66,037,583 40,902,315"

80. Page 73, line 3.

Strike: "293,384,342 419,693,573 247,055,104 431,425,325"

Insert: "294,237,295 420,099,835 246,327,584 432,398,620"

### Boiler Plate

1. Language which allowed earmarked revenue funds to be budget amended was reinstated. There must be an emergency to have an earmarked revenue fund budget amendment.
2. Language was added to clarify that only newly defined block grants received by Montana would require a special session.

### Legislative Council

3. The committee added \$10,000 of general fund in 1982 for an Indian jurisdiction study. Language was also adjusted in order to make this a biennial appropriation. The committee also added \$10,000 of general fund in 1982 for dues to the western conference of the council of state governments so that the state may participate in a proposed land study.

### Judiciary

4. Two law clerks were deleted for a savings in general fund of \$34,479 per year.
5. Amend totals.

### Governor's Office

6. A grade 17 attorney, added in the legal jurisdiction program, was deleted for a general fund savings of \$23,870 per year.
7. A general fund biennial appropriation of \$1.6 million is added as a contingency for vacancy savings for university faculty.
8. Amend totals.
9. See number 7.

### Justice

10. Five highway patrolmen and related support costs were deleted. This action results in a general fund savings of \$84,694 in 1982 and \$39,172 in 1983 and a highway earmarked savings of \$92,050 per year. The appropriation for the antitrust bureau was reduced to \$100,000 per year. A general fund savings of \$41,578 in 1982 and \$45,126 in 1983. One secretary position was deleted.
11. The equipment line item was reduced to reflect reduction in highway patrol equipment.
12. Funds were added to cover the fiscal impact of specific bills. These amounts of \$5,000 per year in general fund and \$13,750 in other funds are contingent upon passage of the related bills.
13. Amend totals.
14. See number 12.

### Highways

15. Language was altered to clarify expectations of the department's budget justification for the coming legislature.

#### Revenue

16. General fund of \$40,000 and \$10,000 was added to help fund salary increases of assessors and chief deputies as established by SB 50.

#### Department of Administration

17. Rent adjustment - Office space rent and related expenses of those divisions transferred from the department of community affairs (DCA) are line-itemed. Language is included to insure that any savings incurred at such a time when the state purchases the DCA building and consequently assumes maintenance responsibilities, will be reverted.

18. Emergency district court funding was reduced to \$375,000 per year for a savings in general fund of \$250,000 for the biennium. Language was included to insure that such funds are expended only as specified by the legislature.

19. Earmarked funding was reduced by \$30,033 in 1982 and \$28,443 in 1983. The line-item, which was added as a result of HB 330 that authorizes the securities lending program, provided an additional two accounting technicians.

20. General services - Additional revolving fund spending authority of \$200,845 in 1982 and \$205,500 in 1983 is added so that the division may pay utilities and provide maintenance and repair services for those additional buildings that will be purchased under HB 666. Since a date for the purchase is unknown, language is included to clarify legislative intent that these funds may be used only when the purchase is finalized.

21. See number 17.

22. Amend totals.

23. Amend totals.

24. See number 18.

25. Contingency language is included to insure that designated funds are expended only if the respective bills are passed and signed into law. Also see number 20.

26. See number 17.

27. Language is included to insure that the accountant added for the public employees' retirement system is for this biennium only.

28. Amend Section A totals.

#### Health Department

29. Spending authority totalling \$159,712 for the biennium was included for the subdivision bureau due to the passage of HB 179. Language was included to limit the spending authority to \$79,856 over the biennium if the governor's amendments are not accepted by the legislature.

#### Labor and Industry

30. Spending authority totalling \$104,138 in fiscal 1983 was included for bond payments for two job service offices of the employment security division.

31. General fund totalling \$99,750 in fiscal 1982 and \$93,000 in fiscal 1983 is added to fund increased payments to silicotic victims and spouses as established in HB 290.

32. Spending authority totalling \$416,554 in fiscal 1983 was included for bond payments of the new workers' compensation building.

33. Amend totals.

#### Department of Social and Rehabilitation Services

34. The conference committee added \$53,865 general fund per year and \$100,035 federal funds per year to fund HB 258, a pilot work program for AFDC recipients (aid to families with dependent children).

35. Language was included to have SRS monitor and assess area agencies on aging and report the findings to the legislative finance committee.

36. See writeup for number 6.

37. Language was inserted to identify day-care reimbursement rates for day-care homes and centers.

38. Amend totals.

#### Department of Commerce

39. through 57. Adjusts various professional licensing board appropriations in consideration of various bills that have passed adding members, changing board compensation, changing inspection and training responsibilities and publishing biennial activity reports.

58. Amend totals.

59. Eliminates language requiring the rail planning unit to contract with the public service commission for rail inspection services.

60. Requires the department of commerce to revert any money saved in rent, utilities and building maintenance expense categories because of moving from privately owned to publicly owned buildings.

#### Department of State Lands

61. Replaces \$351,000 of resource indemnity trust fund interest with general fund. Prior to this change the trust fund was over appropriated by \$350,876.

62. Amend totals.

#### Department of Natural Resources

63. Passage of HB 223 earmarks one tenth of the coal severance tax previously designated for alternatives energy development grants for distribution to conservation districts. The amendment adds redesignated funds of \$240,600 in fiscal 1982 and \$275,000 in fiscal 1983 to the conservation district supervision appropriation.

64. Federal funds for institutional building energy retrofit grants are being reduced. The state general fund match for program administration can also be reduced accordingly. The amendment reduces general fund appropriations by \$96,150 and \$80,150 in fiscal 1982 and 1983 respectively.

65. Amend totals.

#### Public Service Commission



66. through 69. Eliminates rail inspection position added to provide staff for an intended contract with the rail planning unit of the department of commerce.

70. Amend Section totals.

#### Institutions

71. Rent was line-itemed in anticipation of the department of institutions building being purchased by the state.

72. Removed \$5,000 per year of out-of-state travel from board of pardons. Out-of-state parole hearings will be conducted by state of incarceration.

73. Language was added to allow personal services boiler plating to be increased by budget amendments from unanticipated funds.

74. Utilities for the corrections division are included in the boiler plate language.

75. Amend totals.

#### Office of Public Instruction

76. The state is going to purchase the building currently being used by the office of public instruction at 1300 11th Avenue. A line-item was added to identify the rent budgeted for the office of public instruction so rent funds would revert after the building is purchased.

#### Higher Education

77. This amendment reduces state funding for AGNET by \$140,155 and increases user funding by an equal amount.

78. These amendments allow for payment of college and university summer school faculty as .22 FTE which is current policy. HB 500 prior to this amendment counts summer school faculty as .33 FTE.

79. Amend totals.

80. Amend totals.

FOR THE HOUSE:

Moore  
Conroy  
Cozzens

FOR THE SENATE:

Smith  
Regan  
Aklestad

#### FREE CONFERENCE COMMITTEE ON HOUSE BILL NO. 558 Report No. 1, April 21, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on House Bill No. 558, met April 21, 1981, and considered:

Senate Committee on Local Government amendments to the third reading copy, dated March 26, 1981.

We recommend that:

The House recede from Committee amendment no. 2; and the Senate accede to Committee amendment no. 1.

House Bill No. 558 be further amended as indicated in the clerical instructions.



The reference copy of House Bill No. 558 read as specified in the clerical instructions.

The Free Conference Committee Report on House Bill No. 558 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Page 9, line 3.

Following: "5"

Strike: "4"

Insert: "5"

Following: "5"

Strike: "4"

Insert: "5"

2. Page 3.

Following: line 20

Insert: "NEW SECTION. Section 2. Compensation of undersheriff and deputy sheriff. (1) The sheriff shall fix the compensation of the undersheriff at 95% of the salary of that sheriff.

(2) (a) The sheriff shall fix the compensation of the deputy sheriff based upon a percentage of the salary of that sheriff according to the following schedule:

In counties with population of:

Below 15,000 .....	85% to 90%
15,000 to 29,999 .....	76% to 90%
30,000 to 74,999 .....	74% to 90%
75,000 and over .....	72% to 90%

(b) The sheriff shall adjust the compensation of the deputy sheriff within the range prescribed in subsection (a) according to a rank structure in the department.

(3) For purposes of this section, the term "compensation" means the base rate of pay and does not mean longevity payments or payments for hours worked overtime."

Renumber: subsequent sections

3. Page 3, line 24.

Following: "39-3-405"

Insert: "or 7-32-2111"

Following: "EMPLOYEE"

Strike: "MUST"

Insert: "may"

4. Page 4, lines 4 through 8.

Following: "OVERTIME."

Strike: remainder of section 3 in its entirety

Insert: "The board of county commissioners may by resolution establish that any undersheriff or deputy sheriff who works in excess of his regularly scheduled work period will be compensated for the hours worked in excess of the work period at a rate to be determined by that board of county commissioners."

5. Page 4, line 13.

Following: "1% OF"

Strike: "HIS"

Insert: "the minimum base"

FOR THE HOUSE:

Sales  
Vinger  
Dussault

FOR THE SENATE:

McCallum  
Hammond  
Van Valkenburg

FREE CONFERENCE COMMITTEE  
ON HOUSE BILL NO. 652  
Report No. 2, April 21, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on House Bill No. 652, met April 21, 1981, and considered:

Senate Committee on Natural Resources amendments, dated March 26, 1981;

Senate Committee on Natural Resources amendments to the Statement of Intent, dated March 25, 1981; and

Senate Committee of the Whole amendments, dated March 31, 1981.

We recommend that:

The House accede to Senate Committee on Natural Resources amendments no. 1 through 6.

The House accede to Senate Committee on Natural Resources amendments to the Statement of Intent no. 1 through 4.

The House accede to Senate Committee of the Whole amendments no. 1 through 3.

The reference copy of House Bill No. 652 be amended as specified in the clerical instructions.

The Free Conference Committee Report on House Bill No. 652 be adopted.

CLERICAL INSTRUCTIONS:

1. Title, line 13.

Strike: "INSTEAD"

Following: "A"

Strike: "STATE"

2. Title, line 17.

Following: "AND"

Strike: "TO REVISE"

Insert: "REVISING"

3. Title, lines 18 and 19.

Following: "75-3-103"

Strike: "AS AMENDED BY INITIATIVE 84"

4. Title, lines 19 and 20.

Following: "75-3-302"

Strike: "AS AMENDED BY INITIATIVE 84"

5. Title, lines 20 and 21.

Following: "75-3-303"

Strike: "AS AMENDED BY INITIATIVE 84"

6. Title, line 21.

Following: "INITIATIVE 84;"

Strike: "AND"

7. Title, line 22.

Following: "AN"

Strike: "IMMEDIATE"

Following: "DATE"

Insert: ","

8. Page 16, line 21 through line 8 on page 17.

Following: the first "material" on line 21

Strike: remainder of line 21 through line 8 on page 17

Insert: ", high-level radioactive material, byproduct material as defined in section 75-3-103(1)(a), or special nuclear material, within the state of Montana. Byproduct material (except large quantity radioactive material) possessed, used, and transported for educational purposes; scientific research and development; medical research, diagnosis, and treatment; geophysical surveying, and similar uses licensed by the United States nuclear regulatory commission or the department are exempt from this section.

(2) Notwithstanding subsection (1) of this section, the disposal in Montana of byproduct material, as defined in section 75-3-103(1)(b), produced in Montana, is authorized if done pursuant to a license issued by the United States or by the department.

(3) For purposes of subsection (1) of this section "radioactive material" means any material, or combination of materials, which spontaneously emits ionizing radiation and for which a specific license is required by the United States or by the department.

(4) For purposes of subsection (1) of this section, disposal of large quantity radioactive material means the disposal from a single shipment, container, or vehicle of a quantity of radioactive material that would exceed the limits specified in 49 C.F.R. 173.389.

(5) For purposes of subsection (1), "high-level radioactive material" means radioactive material consisting of spent nuclear fuel or the highly radioactive waste resulting from the reprocessing of spent nuclear fuel."

Renumber: subsequent subsections

9. Page 22, line 14.

Following: "SECTION"

Strike: "19"

Insert: "18"

10. Page 22, lines 15 and 16.

Following: "EFFECTIVE"

Strike: "OR SHALL BE REPLACED BY THE PROVISIONS OF INITIATIVE 84"

11. Page 22, lines 21 through 25.

Strike: lines 21 through 25 in their entirety

Insert:

"☐ FOR excepting uranium and thorium mill tailings produced in Montana from the ban on disposal of most radioactive waste and providing a regulatory system.

☐ AGAINST excepting uranium and thorium mill tailings produced in Montana from the ban on disposal of most radioactive waste and providing a regulatory system."

## FOR THE HOUSE:

Iverson  
Conroy  
Keyser

## FOR THE SENATE:

Keating  
Dover  
Van Valkenburg

CONFERENCE COMMITTEE  
ON HOUSE BILL NO. 775  
Report No. 1, April 20, 1981

Mr. President and Speaker of the House:

We, your Conference Committee on House Bill No. 775, met April 20, 1981, and considered:

Senate Committee on Taxation amendments to the reference copy, dated March 14, 1981.

We recommend that:

The House accede to Committee amendments no. 1 and 2.

The reference copy of House Bill No. 775 remain unchanged.

The Conference Committee Report on House Bill No. 775 be adopted.

## FOR THE HOUSE:

Nordtvedt  
Fabrega  
Williams

## FOR THE SENATE:

Goodover  
Severson  
Healy

CONFERENCE COMMITTEE  
ON SENATE BILL NO. 325  
Report No. 1, April 21, 1981

Mr. President and Speaker of the House:

We, your Conference Committee on Senate Bill No. 325, met April 21, 1981, and considered:

House Committee on State Administration amendments to the third reading copy, dated March 27, 1981.

We recommend that:

The Senate accede to Standing Committee amendment no. 1.

The reference copy of Senate Bill No. 325 remain unchanged.

The Conference Committee Report on Senate Bill No. 325 be adopted.

## FOR THE HOUSE:

Sales  
Vinger  
Dussault

## FOR THE SENATE:

Stephens  
Kolstad  
Ryan

**MESSAGES FROM THE GOVERNOR**

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

April 20, 1981

Dear Mr. Speaker:



This is to inform you that I have signed the following measures this date:

House Bill Nos. 48, 58, 152, 309, 330, 364, 385, 578, 655, 662, 701, 712, 724, 773, 794, 806.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

April 20, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby veto House Bill No. 329, "AN ACT TO GENERALLY REVISE THE PROCEDURE FOR OBTAINING AN ECONOMIC IMPACT STATEMENT REQUIRED BY THE ADMINISTRATIVE CODE COMMITTEE AND ITS PUBLICATION BY THE SECRETARY OF STATE; AMENDING SECTIONS 2-4-305 AND 2-4-405, MCA."

House Bill No. 329 as passed, allows the Administrative Code Committee to suspend any rulemaking proceedings for up to six months if the Committee requests an agency to prepare an economic impact statement. This grant of authority to the committee raises a constitutional question relating to "Separation of Powers". The power to suspend rulemaking substantially interferes with my constitutional duty to see that the laws are expeditiously and faithfully executed. A suspension of rulemaking for up to six months may affect Montana's compliance with federal law where rulemaking is necessary in order to maintain jurisdiction of programs and eligibility for federal funds.

My major concern, however, is the delay inevitably resulting from a legislative suspension of rules. The current rulemaking process takes up to six months, in addition to the time required for preliminary study and analysis. At a time when I am actively seeking to create an atmosphere conducive to economic development in this state, the additional six-month delay allowed by HB 329 is unacceptable. Moreover, the uncertainty associated with a legislative committee decision to suspend rules could be a significant deterrent to an investor, or to a business impacted by the rulemaking process.

Mechanisms already exist under present law to require economic analysis of proposed rules. Under existing law the Administrative Code Committee may request an agency to prepare an economic impact statement under the language of the Administrative Procedures Act. Additionally, if an EIS is being prepared under the Montana Environmental Policy Act, that EIS must analyze the economic impact of the proposed rules.

Delayed decisions and uncertainty over rule suspensions would have a negative impact on economic development and are ample reasons to veto HB 329.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

April 20, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill No. 97, "AN ACT TO CLARIFY AND REVISE THE DEFINITIONS AND THE PROCEDURES FOR REFUNDING MEMBERS' CONTRIBUTIONS AND FOR PAYMENT OF INVOLUNTARY RETIREMENT ALLOWANCES USED IN THE MONTANA STATE GAME WARDENS' RETIREMENT SYSTEM; AMENDING SECTIONS 19-8-101, 19-8-503, 19-8-601, AND 19-8-604, MCA," without my signature and recommend the attached amendment.

My proposed amendment is to clarify the applicability section.

I urge your concurrence in this amendment.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENT  
TO HOUSE BILL NO. 97

1. Page 5, line 6.  
Following: "AMENDMENTS"  
Strike: "TO"  
Insert: "made by"

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

April 20, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill No. 702, "AN ACT TO LIMIT THE MAXIMUM FEE THAT THE DEPARTMENT OF ADMINISTRATION CAN CHARGE FOR RECEIVING AND PROCESSING ELEVATOR AND ESCALATOR CONDITION REPORTS; AMENDING SECTION 50-60-701, MCA," without my signature and recommend the attached amendments for the following reasons.

The language in House Bill No. 702 on page 2, does not adequately represent the intent of the legislature. It appears that the legislature intended to excuse the Department of Administration from a follow-up inspection of an elevator or escalator if the certified maintenance or insurance company inspector doing the inspection certifies to the department that all deficient conditions noted in the condition report have been corrected.

I am proposing amendments to clarify this legislative intent.

I urge your concurrence in these amendments.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENTS  
TO HOUSE BILL NO. 702

1. Page 2, line 10.  
Following: "inspection"  
Insert: ",,"
2. Page 2, line 14.  
Following: "CORRECTED"  
Insert: ",,"
3. Page 2, line 15.  
Following: line 14  
Strike: "AND"  
Insert: "than"

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

April 20, 1981

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Senator Turnage and Representative Marks:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill No. 765, "AN ACT TO PROVIDE FOR MUNICIPAL REGULATION OF MUNICIPALLY OWNED UTILITIES; TO ESTABLISH MAXIMUM INCREASES ALLOWED; TO REQUIRE REPORTING TO THE PUBLIC SERVICE COMMISSION AND THE MONTANA CONSUMER COUNSEL; AND AMENDING SECTION 69-3-101, MCA; AND PROVIDING A PERIOD OF EFFECTIVENESS," without my signature and recommend the attached amendments for the following reasons.

The first sentence in Section 5 of HB 765 requires clarification regarding the magnitude of rate increases that triggers Public Service Commission involvement. My first proposed amendment provides this clarification.

My second proposed amendment strikes a reference to a subsection which was deleted by an amendment to the bill.

I urge your concurrence in these amendments.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENTS  
TO HOUSE BILL NO. 765

1. Page 4, line 7.

Following: "YIELD"

Insert: "an increase in"

2. Page 5, lines 13 and 14.

Following: "~~(1)~~"

Strike: "Except as provided in subsection (2), the"

3. Page 5, line 14.

Following: "~~The~~"

Insert: "The"

The Honorable Robert L. Marks  
Speaker of the House  
State Capitol  
Helena, Montana 59620

April 20, 1981

The Honorable Jean A. Turnage  
President of the Senate  
State Capitol  
Helena, Montana 59620

Dear Representative Marks and Senator Turnage:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill No. 507, "AN ACT TO ALLOW THE REMAINING TRANSPORTATION BOARD MEMBERS TO FILL VACANCIES ON THE TRANSPORTATION BOARD; TO REMOVE THE 2 WEEK WAITING PERIOD REQUIREMENT AFTER THE REQUIREMENT OF NOTICE OF VACANCY HAS BEEN MET; AMENDING SECTIONS 7-14-216 AND 7-14-217, MCA," without my signature and recommend the following amendment for the following reasons.

After introduction, HB 507 was amended to provide for a selection board which would choose persons to fill vacancies on transportation boards, rather than having the remaining board members fill the vacancies. The title was not amended at that time to reflect this change. I am proposing an amendment to the title so it reflects the change in the bill.

I urge your concurrence in this amendment.

Sincerely,

TED SCHWINDEN  
Governor

GOVERNOR'S PROPOSED AMENDMENT  
TO HOUSE BILL NO. 507

1. Title, lines 4 and 5.

Following: "TO"

Strike: "ALLOW THE REMAINING TRANSPORTATION BOARD MEMBERS"



Insert: "PROVIDE THE MEMBERSHIP OF A SELECTION BOARD"

### MESSAGES FROM THE OTHER HOUSE

House Amendments to Senate Bills and Senate Joint Resolution concurred in: 4/20/81

House Amendments to Senate Bill No. 210, introduced by Senate Taxation Committee

House Amendments to Senate Bill No. 269, introduced by Conover, Towe, Ochsner

House Amendments to Senate Bill No. 322, introduced by Halligan, Hager, Norman, et al.

House Amendments to Senate Joint Resolution No. 26, introduced by Thomas

Free Conference Committee Reports adopted: 4/20/81

Free Conference Committee Report on Senate Bill No. 33

Free Conference Committee Report on Senate Bill No. 42

Free Conference Committee Report on Senate Bill No. 257

Free Conference Committee Report on Senate Bill No. 452

Governor's Amendments to House Bill concurred in and returned to the House: 4/20/81

Governor's Amendments to House Bill No. 18, introduced by Nordtvedt, Cozzens, Andreason

The Senate, on 4/17/81, acceded to the request of the House of Representatives and appointed a Free Conference Committee to meet with a like committee from the House to confer on House Bill No. 611.

The President appointed the following members on 4/20/81:

Senator Himsl, Chairman

Senator Hammond

Senator Boylan

Senate Joint Resolution passed as amended and transmitted to the House for concurrence: 4/20/81

Senate Joint Resolution No. 35, introduced by Boylan, Ellerd, Nordtvedt, et al.

House Bill and House Joint Resolution concurred in and returned to the House: 4/20/81

House Bill No. 460, introduced by Conn, Anderson, Himsl, et al.

House Joint Resolution No. 67, introduced by Sivertsen

The Senate, on 4/21/81, acceded to the request of the House of Representatives and dissolved the Conference Committee on House Bill No. 775 and appointed a new Conference Committee to meet with a like committee from the House to confer on House Bill No. 775.

The President appointed the following members:

Senator Goodover, Chairman

Senator Severson  
Senator Healy

The Senate, on 4/21/81, acceded to the request of the House of Representatives and appointed a Free Conference Committee to meet with a like committee from the House to confer on House Bill No. 709.

The President appointed the following members:

Senator Kolstad, Chairman  
Senator Lee  
Senator Thomas

The Senate, on 4/21/81, dissolved the Conference Committee on House Bill No. 213 and requested that the House of Representatives do likewise.

### MOTIONS

Representative Azzara moved that the Conference Committee on HB 33 be dissolved. Motion carried.

Representative Azzara then moved that the rules be temporarily suspended to allow the House to reconsider its action in failing to concur in Senate Amendments to HB 33. Motion carried.

Representative Azzara moved that Senate Amendments to HB 33 be placed on Second Reading for reconsideration. Motion carried.

Representative Nordtvedt moved that HB 73 be taken from the Committee on Appropriations and printed and placed on Second Reading. Motion failed by the following vote:

Ayes: Anderson, Asay, Bardanouve, Brand, Burnett, Cozzens, Curtiss, Devlin, Fedra, Gould, Hannah, Harp, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Keyser, Kropp, Matsko, McLane, Nordtvedt, O'Hara, Phillips, Pistoria, Roth, Ryan, Sales, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vincent, Winslow.

Total 39

Noes: Abrams, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Conn, Conroy, Daily, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Kemmis, Kennerly, Kessler, Lory, Lund, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, O'Connell, Pavlovich, Quilici, Robbins, Roush, Schultz, Sheldon, Thoft, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 55

Excused: Andreason, Ellerd, Neuman.

Total 3

Absent or not voting: Brown, Kitselman, Teague.

Total 3

Representative Vincent moved that consideration on HB 429 be passed until the 89th legislative day. Motion carried.

Representative Fagg moved that the 24-hour rule be suspended to allow all bills coming out of committee today to be placed on Second Reading this day. Motion carried.

Representative Fagg moved that the rules be further suspended to allow all bills passing Second Reading this day to be considered on Third Reading the same day. Motion carried.

Representative Fagg moved that HJR 68, which was reported out of committee today, be placed at the top of the Second Reading board this day. Motion carried.

Representative Fagg moved that the House stand in recess until 1:30 p.m. Motion carried.

House recessed at 11:20 a.m.

House reconvened at 1:35 p.m.

Representative Harrington moved that SB 337 be taken from the Committee on Taxation and placed on Second Reading. Motion carried.

Representative Neuman present at this time.

Representatives Bardanouve, Donaldson, Hemstad, Quilici, and Stobie excused at this time.

### **FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS**

The following House bills were introduced, read first time and referred to committees:

HR 6, introduced by Marks. Referred to Committee on Rules.

HR 7, introduced by Marks. Referred to Committee on Rules.

HR 8, introduced by Gould, Spilker, Harper, Metcalf, Marks, Dussault, Donaldson. Referred to Committee on Human Services.

The following Senate bill was introduced, read first time and referred to committee:

SJR 35, introduced by Boylan, Ellerd, Nordtvedt, Eck, Elliott, Sivertsen, Vincent, Manley, Healy, Kolstad, Hazelbaker, Graham, McCallum, Seifert, Halligan, Mazurek, Wallin, P. Ryan, Pavlovich, Manuel, Quilici, Story. Referred to Committee on State Administration.

### **SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Shontz in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

That HJR 68 do pass by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Devlin, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft,



Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Brand, Huennekens, Vinger.

Total 3

Excused: Andreason, Bardanouve, Donaldson, Ellerd, Hemstad, Quilici, Stobie.

Total 7

Absent or not voting: Bertelsen, Cozzens, Daily, Keedy, Moore, Pavlovich, Robbins.

Total 7

Representative Yardley moved that the Governor's Amendments to SB 267 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Devlin, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 80

Noes: Burnett, Hannah, Kropp, Moore, Ryan, Vinger.

Total 6

Excused: Andreason, Bardanouve, Donaldson, Ellerd, Hemstad, Quilici, Stobie.

Total 7

Absent or not voting: Bennett, Cozzens, Daily, Pavlovich, Robbins, Smith, Thoft.

Total 7

Representative Ellison moved that the Governor's Amendments to SB 459 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Devlin, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Hannah, Harp, Keedy, Kropp, Moore.

Total 5

Excused: Andreason, Bardanouve, Donaldson, Ellerd, Hemstad, Quilici, Stobie.

Total 7



Absent or not voting: Burnett, Cozzens, Daily, Pavlovich, Robbins, Smith, Thoft.

Total 7

Representative Sales moved that the Free Conference Committee Report on SB 221 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Devlin, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Keedy.

Total 1

Excused: Andreason, Bardanouve, Donaldson, Ellerd, Hemstad, Quilici, Stobie.

Total 7

Absent or not voting: Cozzens, Daily, Marks, Pavlovich, Robbins, Smith, Thoft.

Total 7

Representative Eudaily moved that the Free Conference Committee Report on SB 238 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Devlin, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: None.

Total 0

Excused: Andreason, Bardanouve, Donaldson, Ellerd, Hemstad, Quilici, Stobie.

Total 7

Absent or not voting: Cozzens, Daily, Fagg, Harrington, Kessler, Marks, Oberg, Pavlovich, Robbins, Smith, Thoft.

Total 11

Representative Harp moved that the Conference Committee Report on SB 483 be adopted. Representative Fabrega made a substitute motion that the Conference Committee Report on SB 483 be rejected. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Zabrocki.

Total 70

Noes: Bennett, Brand, Brown, Dozier, Harrington, Hart, Holliday, Kanduch, Manning, Manuel, Neuman, Nilson, Oberg, Pavlovich, Robbins, Shelden, Sivertsen, Teague, Williams, Yardley.

Total 20

Excused: Andreason, Bardanouve, Donaldson, Ellerd, Hemstad, Quilici, Stobie.

Total 7

Absent or not voting: Keedy, Marks, Thoft.

Total 3

Representative Brown moved that the Free Conference Committee Report on SB 376 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fedá, Gould, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Harper.

Total 1

Excused: Andreason, Bardanouve, Donaldson, Ellerd, Hemstad, Quilici, Stobie.

Total 7

Absent or not voting: Bengtson, Burnett, Cozzens, Fagg, Gould, Thoft.

Total 6

Representatives Fagg and Marks excused at this time.

Representative Fabrega moved that the Free Conference Committee Report on HB 286 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Devlin, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Sales,

Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: None.

Total 0

Excused: Andreason, Bardanouve, Donaldson, Ellerd, Fagg, Hemstad, Marks, Quilici, Stobie.

Total 9

Absent or not voting: Bengtson, Brown, Cozzens, Curtiss, Daily, Lund, O'Hara, Ryan.

Total 8

Representatives Kemmis and Menahan excused at this time.

Representative Ernst moved that the Governor's Amendments to HB 34 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Daily, Devlin, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Burnett.

Total 1

Excused: Andreason, Bardanouve, Donaldson, Ellerd, Fagg, Hemstad, Kemmis, Marks, Menahan, Quilici, Stobie.

Total 11

Absent or not voting: Bengtson, Cozzens, Curtiss, Hannah, Lund, O'Hara, Ryan.

Total 7

Representative Keedy moved that the Governor's Amendments to HB 215 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Daily, Devlin, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 78

Noes: Hannah, Moore.

Total 2

Excused: Andreason, Bardanouve, Donaldson, Ellerd, Fagg, Hemstad, Kemmis, Marks, Menahan, Quilici, Stobie.



Total 11

Absent or not voting: Bengtson, Burnett, Cozzens, Curtiss, Hurwitz, Lund, O'Hara, Ryan, Winslow.

Total 9

Representative Lory moved that the Governor's Amendments to HB 510 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Daily, Devlin, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sheldon, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 81

Noes: Hannah, Moore.

Total 2

Excused: Andreason, Bardanouve, Donaldson, Ellerd, Fagg, Hemstad, Kemmis, Marks, Menahan, Quilici, Stobie.

Total 11

Absent or not voting: Bengtson, Burnett, Cozzens, Curtiss, Winslow, Yardley.

Total 6

Representative Keyser moved that Senate Amendments to HB 27 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bennett, Bertelsen, Brand, Briggs, Conn, Conroy, Daily, Devlin, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Sheldon, Shontz, Smith, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 74

Noes: Brown, Harp, Keedy, Nordtvedt, Sales, Thoft.

Total 6

Excused: Andreason, Bardanouve, Donaldson, Ellerd, Fagg, Hemstad, Kemmis, Marks, Menahan, Quilici, Stobie.

Total 11

Absent or not voting: Bengtson, Bergene, Burnett, Cozzens, Curtiss, Ellison, Kessler, Sivertsen, Winslow.

Total 9

Representative Vincent moved that Senate Amendments to HB 45 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Dozier,



Dussault, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 82

Noes: None.

Total 0

Excused: Andreason, Bardanouve, Donaldson, Ellerd, Fagg, Hemstad, Kemmis, Marks, Menahan, Quilici, Stobie.

Total 11

Absent or not voting: Bengtson, Burnett, Curtiss, Ellison, Sivertsen, Winslow, Yardley.

Total 7

Representative Moore moved that Senate Amendments to HB 63 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 79

Noes: Brand, Hart, Metcalf.

Total 3

Excused: Andreason, Bardanouve, Donaldson, Ellerd, Fagg, Hemstad, Kemmis, Marks, Menahan, Quilici, Stobie.

Total 11

Absent or not voting: Bengtson, Burnett, Curtiss, Keedy, Neuman, Sivertsen, Winslow.

Total 7

Representatives Bardanouve, Hemstad, and Stobie present at this time.

Representative Feda moved that Senate Amendments to HB 580 be concurred in. Motion failed by the following vote:

Ayes: Abrams, Bennett, Brand, Brown, Conroy, Curtiss, Daily, Dozier, Dussault, Eudaily, Fabrega, Harper, Harrington, Hart, Holliday, Huennekens, Kanduch, Kennerly, Kessler, Kitselman, Lory, Manning, McBride, Metcalf, Meyer, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Robbins, Roush, Shelden, Teague, Waldron, Williams, Yardley, Zabrocki.

Total 38

Noes: Anderson, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Devlin, Ellison, Ernst, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jacobsen, Jensen, Keyser,

Kropp, Lund, Manuel, Matsko, McLane, Moore, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow.

Total 51

Excused: Andreason, Donaldson, Ellerd, Fagg, Kemmis, Marks, Menahan, Quilici.

Total 8

Absent or not voting: Asay, Feda, Keedy.

Total 3

Representative Quilici present at this time.

Representative Spilker moved that Senate Amendments to HB 580 be not concurred in. Motion carried by the following vote:

Ayes: Anderson, Azzara, Bardanouve, Bengtson, Bergene, Briggs, Burnett, Conn, Cozzens, Curtiss, Ernst, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Keyser, Kropp, Manuel, Matsko, McLane, Moore, Mueller, Neuman, Nordtvedt, Phillips, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow.

Total 48

Noes: Abrams, Asay, Bennett, Bertelsen, Brand, Brown, Conroy, Daily, Devlin, Dozier, Dussault, Ellison, Eudaily, Fabrega, Feda, Harper, Harrington, Hart, Holliday, Huennekens, Kanduch, Kennerly, Kessler, Kitselman, Lory, Manning, McBride, Metcalf, Meyer, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Roush, Shelden, Switzer, Teague, Waldron, Williams, Yardley, Zabrocki.

Total 43

Excused: Andreason, Donaldson, Ellerd, Fagg, Kemmis, Marks, Menahan.

Total 7

Absent or not voting: Lund, O'Hara.

Total 2

Representative Lund moved that Senate Amendments to HB 810 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Andreason, Donaldson, Ellerd, Fagg, Kemmis, Marks, Menahan.

Total 7

Absent or not voting: Quilici, Winslow.

Total 2

Representative Moore excused at this time.

Representative Seifert moved that the Free Conference Committee Report on SB 33 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Daily, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: None.

Total 0

Excused: Andreason, Donaldson, Ellerd, Fagg, Kemmis, Marks, Menahan, Moore.

Total 8

Absent or not voting: Bengtson, Conroy, Curtiss, Devlin, Feda, Keedy, Kessler, Lund, Meyer, Quilici, Teague.

Total 11

Representative Waldron excused at this time.

Representative Stobie moved that the Governor's Amendments to HB 38 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Conn, Dozier, Dussault, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kitselman, Lory, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, O'Connell, Pavlovich, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Underdal, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 66

Noes: Brown, Burnett, Cozzens, Curtiss, Daily, Hannah, Hemstad, Keyser, Kropp, O'Hara, Phillips, Sales, Switzer.

Total 13

Excused: Andreason, Donaldson, Ellerd, Fagg, Kemmis, Marks, Menahan, Moore, Waldron.

Total 9

Absent or not voting: Conroy, Devlin, Ellison, Keedy, Kessler, Lund, Nordtvedt, Oberg, Quilici, Teague, Thoft, Williams.

Total 12

Representative Kemmis present at this time.

Representative Manning moved that the Free Conference Committee Report on SB 452 be adopted. Motion carried by the following vote:



Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Cozzens, Curtiss, Daily, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Matsko, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Seifert, Shelden, Shontz, Sivertsen, Smith, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 79

Noes: Bennett, Brown, Kropp, McBride, Schultz, Stobie.  
Total 6

Excused: Andreason, Donaldson, Ellerd, Fagg, Marks, Menahan, Moore, Waldron.  
Total 8

Absent or not voting: Azzara, Conroy, Devlin, Lund, Quilici, Spilker, Teague.  
Total 7

Representative Marks present at this time.

Representative Huennekens moved that the Free Conference Committee Report on SB 42 be adopted. Representative Bardanouve made a substitute motion that the Free Conference Committee Report on SB 42 be rejected. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fedá, Gould, Hannah, Hanson, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jensen, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nordtvedt, O'Hara, Phillips, Robbins, Roth, Roush, Sales, Schultz, Shelden, Sivertsen, Stobie, Switzer, Thoft, Underdal, Vincent, Winslow, Yardley.  
Total 61

Noes: Bengtson, Brand, Brown, Daily, Devlin, Dozier, Harper, Harrington, Huennekens, Jacobsen, Kanduch, Keyser, Manning, Manuel, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Ryan, Seifert, Shontz, Smith, Spilker, Teague, Vinger, Wallin, Williams, Zabrocki.  
Total 29

Excused: Andreason, Donaldson, Ellerd, Fagg, Menahan, Moore, Waldron.  
Total 7

Absent or not voting: Curtiss, Harp, Quilici.  
Total 3

That the Committee rise and report and beg leave to sit again. (Shontz, Chairman). Report adopted. (85-3)

### MOTIONS

Representatives Donaldson, Fagg, Menahan, and Waldron present at this time.

Representative Fabrega moved that the Conference Committee on SB 483 be dissolved and that the Speaker be authorized to appoint a new Conference Committee on SB 483. Motion carried.



Representative Fabrega moved that the Free Conference Committee on SB 240 be dissolved and that the Speaker be authorized to appoint a new Free Conference Committee on SB 240. Motion carried.

Representative Feda moved that the Speaker be authorized to appoint a Conference Committee on HB 580. Motion carried.

Representative Keedy moved that the House override the Governor's veto of HB 626. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McLane, Meyer, Moore, Mueller, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 73

Noes: Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Dozier, Dussault, Harper, Harrington, Hart, Huennekens, Kemmis, Kennerly, Manning, McBride, Menahan, Metcalf, Neuman, Nordtvedt, Oberg, Quilici, Roush, Shelden, Vincent, Waldron, Yardley.

Total 27

Paired: Andreason, Ellerd, Hannah, Moore, Spilker, Winslow, Ayes; Dussault, Kemmis, Metcalf, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Spilker moved that SB 355 be taken from the Committee on Taxation and placed on Second Reading this day. Motion carried.

Representative Spilker moved that SB 356 be taken from the Committee on Taxation and placed on Second Reading this day. Motion carried.

Representative Spilker moved that SB 200 be taken from the Committee on Taxation and placed on Second Reading this day. Motion carried.

Representative Kanduch moved that the House override the Governor's veto of HB 329. Motion failed, lacking a two-thirds majority, by the following vote:

Ayes: Anderson, Asay, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Keyser, Kitselman, Kropp, Lund, Manuel, Matsko, McLane, Meyer, Moore, Mueller, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vinger, Wallin, Winslow, Mr. Speaker.

Total 64

Noes: Abrams, Azzara, Bardanouve, Bengtson, Bertelsen, Brand, Dozier, Dussault, Hanson, Harper, Harrington, Hart, Huennekens, Kemmis, Kennerly, Kessler, Lory, Manning, McBride, Menahan, Metcalf, Neuman,

Nilson, Nordtvedt, Oberg, O'Connell, Pistoria, Shelden, Shontz, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 34

Paired: Moore, Spilker, Ayes; Metcalf, No.

Excused: Andreason, Ellerd.

Total 2

Absent or not voting: None.

Total 0

Representative Devlin moved that the House reconsider its action in failing to adopt the Free Conference Committee Report on SB 42. Motion failed. (38-50)

Representative Devlin moved that the Speaker be authorized to appoint a new Free Conference Committee on SB 42. Motion carried.

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Joint Resolution No. 68 was passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Huennekens.

Total 1

Excused: Andreason, Ellerd, Moore.

Total 3

Absent or not voting: Bardanouve, Conroy, Donaldson, Matsko, O'Hara.

Total 5

Governor's Amendments to Senate Bill No. 267 were concurred in by the following vote:

Ayes: Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Burnett, Curtiss, Feda, Hannah, Kropp, Roth, Ryan, Stobie, Vinger, Mr. Speaker.

Total 10

Excused: Andreason, Ellerd, Moore.

Total 3

Absent or not voting: Abrams, Bardanouve, Conroy, Jensen, Matsko, O'Hara.

Total 6

Governor's Amendments to Senate Bill No. 459 were concurred in by the following vote:

Ayes: Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Burnett, Curtiss, Hannah, Harp, Keedy, Teague, Mr. Speaker.

Total 7

Excused: Andreason, Ellerd, Moore.

Total 3

Absent or not voting: Abrams, Bardanouve, Conroy, Matsko.

Total 4

Free Conference Committee Report on Senate Bill No. 221 was adopted by the following vote:

Ayes: Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Keedy.

Total 1

Excused: Andreason, Ellerd, Moore.

Total 3

Absent or not voting: Abrams, Bardanouve, Conroy, Matsko.

Total 4



Representative Moore present at this time.

Free Conference Committee Report on Senate Bill No. 238 was adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 91

Noes: Huennekens, Yardley.

Total 2

Excused: Andreason, Ellerd.

Total 2

Absent or not voting: Bardanouve, Bertelsen, Burnett, Conroy, Matsko.

Total 5

Free Conference Committee Report on Senate Bill No. 376 was adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Bertelsen, Brand, Harper, Hart, McBride, Oberg.

Total 6

Excused: Andreason, Ellerd.

Total 2

Absent or not voting: Bergene, Burnett, Conroy, Matsko, Roth.

Total 5

Free Conference Committee Report on House Bill No. 286 was adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf,



Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Andreason, Ellerd.

Total 2

Absent or not voting: Burnett, Conroy, Matsko.

Total 3

Governor's Amendments to House Bill No. 38 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Shelden, Shontz, Sivertsen, Smith, Spilker, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 76

Noes: Burnett, Curtiss, Feda, Hannah, Harp, Hurwitz, Jensen, Kropp, Moore, Nordtvedt, Roth, Sales, Schultz, Seifert, Stobie, Switzer, Thoft, Winslow, Mr. Speaker.

Total 19

Excused: Andreason, Ellerd.

Total 2

Absent or not voting: Bertelsen, Conroy, Matsko.

Total 3

Governor's Amendments to House Bill No. 34 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Burnett, Hannah, Sales.

Total 3

Excused: Andreason, Ellerd.

Total 2

Absent or not voting: Conroy, Matsko.

Total 2

Governor's Amendments to House Bill No. 215 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Burnett, Ellison, Hannah, Keyser, Moore, Stobie.

Total 6

Excused: Andreason, Ellerd.

Total 2

Absent or not voting: Conroy, Hanson, Lory, Matsko.

Total 4

Governor's Amendments to House Bill No. 510 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Burnett, Hannah, Moore, Ryan, Stobie.

Total 5

Excused: Andreason, Ellerd.

Total 2

Absent or not voting: Conroy, Hanson, Huennekens, Matsko.

Total 4

Senate Amendments to House Bill No. 27 were concurred in by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch,

Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Switzer, Teague, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 86

Noes: Anderson, Brown, Keedy, Nordtvedt, Sales, Stobie, Thoft, Vincent, Yardley.

Total 9

Excused: Andreason, Ellerd.

Total 2

Absent or not voting: Conroy, Kessler, Matsko.

Total 3

Senate Amendments to House Bill No. 45 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Andreason, Ellerd.

Total 2

Absent or not voting: Conroy, Hurwitz, Matsko, Ryan.

Total 4

Senate Amendments to House Bill No. 810 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Cozzens, Hannah, Hart, Hurwitz, Metcalf, O'Hara.



Total 6

Excused: Andreason, Ellerd.

Total 2

Absent or not voting: Conroy, Matsko.

Total 2

Free Conference Committee Report on Senate Bill No. 33 was adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Curtiss, Spilker, Stobie, Mr. Speaker.

Total 4

Excused: Andreason, Ellerd.

Total 2

Absent or not voting: Conroy, Matsko, Metcalf.

Total 3

Free Conference Committee Report on Senate Bill No. 452 was adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Brown, Ernst, Hannah, Hurwitz, Kropp, McBride, Nordtvedt, O'Hara, Roth, Schultz, Smith, Stobie.

Total 12

Excused: Andreason, Ellerd.

Total 2

Absent or not voting: Azzara, Conroy, Matsko, Metcalf.

Total 4

Senate Amendments to House Bill No. 63 were concurred in by the following vote:



Ayes: Abrams, Anderson, Asay, Bardanoue, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 89

Noes: Brand, Burnett, Hart, Metcalf, Nordtvedt, Yardley.

Total 6

Excused: Andreason, Ellerd.

Total 2

Absent or not voting: Azzara, Conroy, Matsko.

Total 3

### MOTIONS

Representative Fagg moved that SB 200, SB 283, SB 355, and SB 356 be placed at the top of the Second Reading board. Motion carried.

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative Shontz in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Fagg moved that SB 200, third reading copy, be amended as follows:

1. Title, line 10.

Following: "EFFECTIVE"

Strike: " "

Insert: "AND"

Following: "APPLICABILITY"

Strike: " AND TERMINATION"

2. Page 5, line 22.

Following: "1979"

Strike: "1980"

Insert: "1979"

3. Page 5, line 23.

Following: "date"

Strike: "— TERMINATION DATE"

4. Page 5, lines 24 and 25.

Following: "approval" on line 24

Strike: remainder of line 24 through "1981" on line 25

Amendment passed by the following vote:

Ayes: Anderson, Asay, Azzara, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Huennekens, Hurwitz, Jensen, Kemmis, Kessler, Kitselman, Lory, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nordtvedt, Oberg, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Ryan, Schultz, Seifert, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 68

Noes: Abrams, Brand, Dozier, Holliday, Iverson, Jacobsen, Kanduch, Kennerly, Keyser, Manning, Neuman, Nilson, Pavlovich, Roush, Shelden, Shontz, Sivertsen, Smith, Teague, Vincent.

Total 20

Excused: Andreason, Ellerd.

Total 2

Absent or not voting: Bardanouve, Bengtson, Conroy, Feda, Harrington, Keedy, Kropp, Lund, O'Connell, Sales.

Total 10

Representative Nordtvedt moved that SB 200, as amended, be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Daily, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hemstad, Hurwitz, Jensen, Kanduch, Kemmis, Kessler, Kitselman, Kropp, Lory, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roth, Ryan, Schultz, Spilker, Stobie, Switzer, Thoft, Underdal, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 66

Noes: Abrams, Asay, Bardanouve, Brand, Brown, Conroy, Devlin, Dozier, Harrington, Hart, Holliday, Huennekens, Jacobsen, Keedy, Kennerly, Keyser, Manning, Manuel, Neuman, Nilson, Pavlovich, Quilici, Roush, Seifert, Shontz, Sivertsen, Smith, Teague, Vincent, Vinger.

Total 30

Paired: Andreason, Ellerd, Ayes; Asay, Vinger, Noes.

Excused: None.

Total 0

Absent or not voting: Iverson, Lund, Sales, Shelden.

Total 4

Representative Kemmis moved that SB 356, third reading copy, be amended as follows:

1. Title, line 6.

Following: "5"

Strike: "3"

Insert: "5"

2. Title, line 8.

Following: "PETROLEUM"

Insert: "COLLECTED DURING FISCAL YEARS 1982 AND 1983  
AND 6 PERCENT TO BE USED IN COMPUTING THE SEVER-  
ANCE TAX ON PETROLEUM COLLECTED THEREAFTER"

Following: "AND AN"

Insert: "IMMEDIATE"

3. Page 2, line 5.

Following: "~~5%~~"

Strike: "3%"

Insert: "5%"

4. Page 2, line 9.

Following: "unit"

Insert: "on or after April 1, 1981, and on or before March 31, 1983,  
and 6% of the total gross value of all the petroleum and other min-  
eral or crude oil produced by such person from each lease or unit  
thereafter"

5. Page 2, line 16.

Following: "~~2.65%~~"

Strike: "3%"

Insert: "2.65%"

6. Page 4, line 18.

Following: "after"

Strike: "July 1"

Insert: "April 1"

7. Page 4, line 19.

Following: "3."

Insert: "Immediate"

8. Page 4.

Following: line 20

Insert: "Section 4. Severability. (1) If a part of this act is invalid,  
all valid parts that are severable from the invalid part remain in  
effect. If a part of this act is invalid in one or more of its applica-  
tions, the part remains in effect in all valid applications that are  
severable from the invalid applications.

(2) If application of the severance tax rate imposed by this act on  
oil produced prior to the effective date of this act is found to be  
invalid, the severance tax imposed by this act applies to oil  
produced on or after the effective date of this act."

Amendment passed by the following vote:

Ayes: Anderson, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs,  
Brown, Conn, Daily, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily,  
Fabrega, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad,  
Huennekens, Hurwitz, Jensen, Kanduch, Kemmis, Kessler, Kitselman,  
Lory, Manning, Marks, McBride, Menahan, Metcalf, Meyer, Moore, Muel-  
ler, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Robbins,  
Schultz, Teague, Thoft, Vincent, Vinger, Wallin, Williams, Winslow,  
Yardley, Zabrocki.

Total 58

Noes: Abrams, Asay, Bennett, Burnett, Conroy, Cozzens, Curtiss, Devlin,  
Hannah, Holliday, Jacobsen, Keedy, Keyser, Kropp, Matsko, McLane,  
Nordtvedt, O'Hara, Phillips, Roth, Roush, Ryan, Seifert, Shontz, Sivertsen,  
Smith, Spilker, Stobie, Switzer, Underdal.

Total 30



Excused: Andreason, Ellerd.

Total 2

Absent or not voting: Bardanouve, Fagg, Iverson, Kennerly, Lund, Manuel, Quilici, Sales, Shelden, Waldron.

Total 10

Representative Fabrega moved that SB 356, as amended, be concurred in. Representative Nordtvedt made a substitute motion that SB 356, as amended, be not concurred in. Motion failed by the following vote:

Ayes: Abrams, Asay, Bengtson, Bennett, Brown, Burnett, Conroy, Cozzens, Curtiss, Devlin, Hannah, Holliday, Hurwitz, Jacobsen, Keedy, Kropp, Matsko, McLane, Neuman, Nordtvedt, O'Hara, Phillips, Roth, Roush, Ryan, Seifert, Shontz, Sivertsen, Smith, Stobie, Switzer, Underdal, Vinger.

Total 33

Noes: Anderson, Azzara, Bardanouve, Bergene, Bertelsen, Brand, Conn, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Marks, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Schultz, Shelden, Spilker, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 62

Paired: Burnett, Aye; Ellerd, No.

Excused: Andreason.

Total 1

Absent or not voting: Briggs, Iverson, Lund, Sales.

Total 4

Thereupon, SB 356, as amended, was concurred in by the following vote:

Ayes: Anderson, Azzara, Bardanouve, Bergene, Bertelsen, Brand, Conn, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Marks, McBride, Menahan, Metcalf, Meyer, Mueller, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Schultz, Shelden, Spilker, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 61

Noes: Abrams, Asay, Bennett, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Devlin, Holliday, Hurwitz, Jacobsen, Keedy, Kropp, Lund, Matsko, McLane, Moore, Neuman, Nordtvedt, O'Hara, Phillips, Roth, Roush, Ryan, Seifert, Shontz, Sivertsen, Smith, Stobie, Switzer, Underdal, Vinger.

Total 34

Paired: Ellerd, Aye; Burnett, No.

Excused: Andreason.

Total 1

Absent or not voting: Bengtson, Hannah, Iverson, Sales.

Total 4



Representative Donaldson moved that SB 283, third reading copy, be amended as follows:

1. Title, line 5.

Following: "TAXATION;"

Insert: "PROVIDING TAX CREDITS FOR BUSINESS INVENTORY TAXES PAID PRIOR TO EXEMPTION;"

2. Title, line 7.

Following: "MCA"

Insert: "; AND PROVIDING EFFECTIVE DATES"

3. Page 6.

Following: line 14

Insert: "Section 7. Business inventory credit. (1) For taxable years beginning after December 31, 1980 and before January 1, 1983, there is allowed as a credit against the taxes imposed by 15-30-103, 15-31-101, 15-31-121, and 15-31-122 a credit equal to the amount of the business inventory tax paid under 15-6-136 by the taxpayer in the taxpayer's taxable year.

(2) In the event that the credit for business inventory tax allowed in subsection (1) exceeds the taxpayer's tax liability for the taxable year, the taxpayer shall receive from the state a tax refund in the amount of the excess of the business inventory credit over the total tax liability.

(3) No part of the business inventory credit may be carried forward or carried back to taxable years other than the taxable year in which the taxpayer paid a business inventory tax under 15-6-136.

(4) No business inventory tax credit is allowed in the taxpayer's taxable year under subsection (1) if the taxpayer claims a deduction in the taxable year for the business inventory tax under 15-30-121 and 15-31-144."

Renumber: subsequent sections

4. Page 6, line 15.

Strike: "This act applies"

Insert: "(1) Sections 1 through 6 apply"

5. Page 6, line 16.

Strike: "1981"

Insert: "1982"

6. Page 6.

Following: line 16

Insert: "(2) Section 7 applies to taxable years beginning after December 31, 1980 and before January 1, 1983.

Section 9. Effective dates. (1) Sections 1 through 6 are effective January 1, 1983.

(2) Sections 7 through 9 are effective on passage and approval."

Amendment passed by the following vote:

Ayes: Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride,

Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 85

Noes: Bardanouve, Brand, Curtiss, Hart, Kemmis, McLane, Quilici, Shelden, Yardley.

Total 9

Excused: Andreason, Ellerd.

Total 2

Absent or not voting: Abrams, Ellison, Iverson, Lund.

Total 4

Representative Waldron excused at this time.

Representative Harp moved that SB 283, as amended, be concurred in. Motion carried by the following vote:

Ayes: Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Abrams, Bardanouve, Brand, Conroy, Dozier, Lund, Manuel, Neuman, Shelden, Waldron.

Total 10

Paired: Ellerd, Marks, Ayes; Bardanouve, Waldron, Noes.

Excused: Andreason.

Total 1

Absent or not voting: Ellison, Kitselman.

Total 2

Representative Roth excused at this time.

Representative Marks moved that consideration on SB 355 be passed for the day. Motion carried. (49-46)

Representative Marks moved that the Committee rise and report and beg leave to sit again. Representative Fagg made a substitute motion to segregate SB 200 from the committee report and that, as amended, report be adopted. Motion carried. (73-18)

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative Shontz in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Marks moved that SB 200, third reading copy, be amended as follows:

1. Page 3, line 10.

Following: "(8)"

Strike: "75% OF"

2. Page 4, line 12.

Following: "(e)"

Strike: "75% OF"

3. Page 5, line 7.

Following: "less"

Strike: "75% OF"

Amendment passed by the following vote:

Ayes: Anderson, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Curtiss, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Ryan, Sales, Schultz, Seifert, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 74

Noes: Abrams, Asay, Bardanouve, Brand, Brown, Daily, Dozier, Harrington, Jacobsen, Manning, Manuel, Neuman, Pavlovich, Quilici, Roush, Shelden, Shontz, Smith, Teague.

Total 19

Excused: Andreason, Ellerd, Roth, Waldron.

Total 4

Absent or not voting: Cozzens, Hurwitz, Sivertsen.

Total 3

Representative Fagg moved that SB 200, third reading copy, be further amended as follows:

1. Title, line 10.

Following: "EFFECTIVE"

Strike: ""

Insert: "AND"

Following: "APPLICABILITY"

Strike: "AND TERMINATION"

2. Page 5, line 22.

Following: "1979"

Strike: "1980"

Insert: "1979"

3. Page 5, line 23.

Following: "date"



Strike: "— TERMINATION DATE"

4. Page 5, lines 24 and 25.

Following: "approval" on line 24

Strike: remainder of line 24 through "1981" on line 25

Amendment passed by the following vote:

Ayes: Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Ryan, Schultz, Sivertsen, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 76

Noes: Abrams, Brand, Conroy, Dozier, Harrington, Holliday, Jacobsen, Keedy, Manning, Pavlovich, Quilici, Roush, Seifert, Shelden, Shontz, Smith, Teague, Vincent.

Total 18

Excused: Andreason, Ellerd, Roth, Waldron.

Total 4

Absent or not voting: Cozzens, Sales.

Total 2

Representative Nordtvedt moved that SB 200, as amended, be concurred in. Motion carried by the following vote:

Ayes: Anderson, Andreason, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hemstad, Hurwitz, Jensen, Kanduch, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roth, Ryan, Schultz, Spilker, Stobie, Switzer, Thoft, Underdal, Wallin, Williams, Winslow, Yardley.

Total 64

Noes: Abrams, Asay, Bardanouve, Brand, Brown, Conroy, Daily, Devlin, Dozier, Harrington, Hart, Holliday, Huennekens, Jacobsen, Keedy, Kennerly, Lund, Manning, Manuel, Neuman, Nilson, Pavlovich, Quilici, Roush, Seifert, Shelden, Shontz, Sivertsen, Smith, Teague, Vincent, Vinger, Zabrocki.

Total 33

Paired: Andreason, Ellerd, Roth, Ayes; Asay, Jacobsen, Vinger, Noes.

Excused: Waldron.

Total 1

Absent or not voting: Iverson, Sales.

Total 2

That the Committee rise and report. (Shontz, Chairman). Report adopted. (68-23)



**THIRD READING OF BILLS**

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Senate Bill No. 200, as amended, was concurred in by the following vote:

Ayes: Anderson, Andreason, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Cozzens, Curtiss, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hemstad, Hurwitz, Jensen, Kanduch, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nordtvedt, \*Oberg, O'Connell, O'Hara, Phillips, Robbins, Roth, Ryan, Schultz, Spilker, Stobie, Switzer, Thoft, Underdal, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 64

Noes: Abrams, Asay, Bardanouve, Brand, Brown, Conroy, Daily, Devlin, Dozier, Harrington, Hart, Holliday, Huennekens, Jacobsen, Keedy, Kennerly, Lund, Manning, Manuel, Neuman, Nilson, Pavlovich, Pistoria, Quilici, Roush, Seifert, Shelden, Shontz, Sivertsen, Smith, Teague, Vincent, Vinger.

Total 33

Paired: Andreason, Ellerd, Roth, Ayes; Asay, Jacobsen, Vinger, Noes.

Excused: Waldron.

Total 1

Absent or not voting: Iverson, Sales.

Total 2

\*Representative Oberg moved that his vote be recorded as yes. Motion carried unanimously. See Motions.

Senate Bill No. 283, as amended, was concurred in by the following vote:

Ayes: Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Abrams, Bardanouve, Brand, Dozier, Manuel, Neuman, Shelden, Waldron.

Total 8

Paired: Ellerd, Mr. Speaker, Ayes; Bardanouve, Waldron, Noes.

Excused: Andreason, Roth.

Total 2

Absent or not voting: Sales.

Total 1

Senate Bill No. 356, as amended, was concurred in by the following vote:

Ayes: Anderson, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Conn, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Huennekens, Hurwitz, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Mueller, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Schultz, Spilker, Teague, Thoft, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 61

Noes: Abrams, Asay, Bennett, Brown, Burnett, Conroy, Cozzens, Curtiss, Devlin, Holliday, Jacobsen, Keedy, Kropp, Lund, Matsko, McLane, Moore, Neuman, Nordtvedt, O'Hara, Phillips, Roush, Ryan, Seifert, Shelden, Shontz, Sivertsen, Smith, Stobie, Switzer, Underdal, Vinger.

Total 32

Paired: Ellerd, Aye; Burnett, No.

Excused: Andreason, Roth, Waldron.

Total 3

Absent or not voting: Briggs, Hannah, Iverson, Sales.

Total 4

### MOTIONS

Representative Meyer moved that the rules be suspended to allow the House to reconsider its action in adopting the Free Conference Committee Report on HB 350. The House adopted the report on Third Reading on the 71st legislative day, but, through clerical error, the Senate never acted on the report. Motion carried. Thereupon, Representative Meyer moved that the Speaker be authorized to appoint a new Free Conference Committee on HB 350. Motion carried.

Representative Oberg moved that his vote be recorded as yes on SB 200, Third Reading. Motion carried unanimously.

### UNFINISHED BUSINESS

The Speaker appointed the following new Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 483:

Fabrega, Chairman  
Nordtvedt  
Williams

The Speaker appointed the following new Free Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 240:

Nordtvedt, Chairman  
Fabrega  
Keedy

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 580:

Feda, Chairman  
Ryan  
Dussault

The Speaker appointed the following new Free Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 42:

Bardanoue, Chairman  
Nordtvedt  
Burnett

The Speaker appointed the following new Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Amendments to House Bill No. 350:

Meyer, Chairman  
Fabrega  
Keedy

Representative Fagg moved that the House adjourn until 9:00 a.m., April 22, 1981.

Motion carried.

House adjourned at 8:40 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

## EIGHTY-NINTH LEGISLATIVE DAY

Helena, Montana  
April 22, 1981

House Chambers  
Capitol Building

House convened at 9:10 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Azzara, Ellerd, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journals for the Eighty-sixth and Eighty-seventh Legislative Days, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman):

4/22/81

Correctly printed - HR 8.

Correctly enrolled - HB 18, HB 26, HB 27, HB 45, HB 63, HB 161, HB 200, HB 202, HB 209, HB 261, HB 286, HB 290, HB 301, HB 336, HB 390, HB 445, HB 460, HB 488, HB 603, HB 692, HB 761, HB 810, HB 834, HB 838, HB 841, HB 846, HB 847, HB 859, HB 861, HB 865, HJR 46, HJR 55, HJR 56, HJR 64, HJR 65, HJR 67.

Examined by the sponsor (Nordtvedt) and found to be correct - HB 18.

Examined by the sponsor (Moore) and found to be correct - HB 26, HB 63.

Examined by the sponsor (Keyser) and found to be correct - HB 27.

Examined by the sponsor (Vincent) and found to be correct - HB 45.

Examined by the sponsor (Gould) and found to be correct - HB 161.

Examined by the sponsor (Ellison) and found to be correct - HB 200.

Examined by the sponsor (Sivertsen) and found to be correct - HB 202, HJR 67.

Examined by the sponsor (Keedy) and found to be correct - HB 209, HB 290.

Examined by the sponsor (Ernst) and found to be correct - HB 261.

Examined by the sponsor (Fabrega) and found to be correct - HB 286, HB 761, HB 834.

Examined by the sponsor (Matsko) and found to be correct - HB 301.

Examined by the sponsor (Kanduch) and found to be correct - HB 336.

Examined by the sponsor (Winslow) and found to be correct - HB 390.

Examined by the sponsor (Roth) and found to be correct - HB 445.

Examined by the sponsor (Conn) and found to be correct - HB 460.

Examined by the sponsor (Jacobsen) and found to be correct - HB 488, HJR 64.

Examined by the sponsor (Burnett) and found to be correct - HB 603.

Examined by the sponsor (O'Connell) and found to be correct - HB 692.

Examined by the sponsor (Lund) and found to be correct - HB 810, HB 838, HB 865.

Examined by the sponsor (Brown) and found to be correct - HB 841.

Examined by the sponsor (Asay) and found to be correct - HB 846.

Examined by the sponsor (Ryan) and found to be correct - HB 847.

Examined by the sponsor (Fagg) and found to be correct - HB 859.

Examined by the sponsor (Hurwitz) and found to be correct - HB 861.

Examined by the sponsor (Williams) and found to be correct - HJR 46.

Examined by the sponsor (Marks) and found to be correct - HJR 55.

Examined by the sponsor (Harp) and found to be correct - HJR 56.



Examined by the sponsor (Harrington) and found to be correct - HJR 65.

Signed by the Speaker at 3:33 p.m., 4/22/81 - HB 18, HB 26, HB 63, HB 161, HB 200, HB 202, HB 209, HB 290, HB 301, HB 336, HB 390, HB 460, HB 488, HB 810, HB 834, HB 838, HB 846, HB 859, HB 861, HB 865, HJR 55, HJR 56, HJR 64, HJR 65, HJR 67, HR 5.

Delivered to the Governor for his approval at 11:20 a.m., 4/22/81 - HB 135, HB 217, HB 270, HB 469, HB 642, HB 653, HB 674, HB 801.

HUMAN SERVICES (Gould, Chairman): 4/22/81  
HR 8, be adopted. Report adopted.

NATURAL RESOURCES (Iverson, Chairman): 4/22/81  
SB 487, be concurred in. Report adopted.

RULES (Fagg, Chairman): 4/22/81  
HR 6, introduced bill, be amended as follows:

1. Page 2, line 10.

Following: "Education"

Strike: " "

Insert: "and Human Services"

Following: "~~Resources~~"

Strike: remainder of lines 10 and 11

2. Page 2, line 14.

Following: "Judiciary"

Strike: remainder of line 14

3. Page 2, line 17.

Insert: "6. Local Government and Transportation"

Renumber: subsequent sections

4. Page 2, line 18.

Following: "Resources"

Strike: remainder of line 18

And, as amended, be adopted. Report adopted.

## REPORTS OF SELECT COMMITTEES

### FREE CONFERENCE COMMITTEE

#### ON HOUSE BILL NO. 350

Report No. 1, March 23, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on House Bill No. 350, met March 23, 1981, and considered:

Senate Committee on Business and Industry amendments to the third reading copy, dated March 9, 1981.

We recommend that:

The House accede to Committee amendments no. 1 and 2.

House Bill No. 350 be further amended as indicated in the clerical instructions.

The reference copy of House Bill No. 350 read as specified in the clerical instructions.

The Free Conference Committee Report on House Bill No. 350 be adopted.

CLERICAL INSTRUCTIONS:

1. Page 1, line 23.

Following: "include"

Insert: ":(a)"

2. Page 1, line 24.

Following: "appraisal"

Strike: ","

Insert: ":(b)"

3. Page 2, line 2.

Following: "one"

Strike: "such"

4. Page 2, line 3.

Following: "examination"

Insert: "(a) or (b)"

5. Page 2, line 4.

Following: "IF"

Strike: "TAKEN"

Insert: "he passes the remaining portion"

FOR THE HOUSE:

FOR THE SENATE:

Meyer  
Fabrega  
Keedy

Goodover  
McCallum  
Hafferman

CONFERENCE COMMITTEE  
ON HOUSE BILL NO. 580  
Report No. 1, April 21, 1981

Mr. President and Speaker of the House:

We, your Conference Committee on House Bill No. 580, met April 21, 1981, and considered:

Senate Committee on State Administration amendments to the third reading copy, dated April 14, 1981; and

Senate Committee of the Whole amendment to the third reading copy, dated April 15, 1981.

We recommend that:

The Senate recede from Committee amendments no. 1 through 15.

The Senate recede from Committee of the Whole amendment no. 1.

The reference copy of House Bill No. 580 read as specified in the clerical instructions.

The Conference Committee Report on House Bill No. 580 be adopted.

CLERICAL INSTRUCTIONS:

1. Page 4, line 5.

Following: "8"

Strike: "9"

Insert: "8"

## FOR THE HOUSE:

Feda  
Ryan  
Dussault

## FOR THE SENATE:

Hazelbaker  
Olson  
S. Brown

FREE CONFERENCE COMMITTEE  
ON HOUSE BILL NO. 646  
Report No. 1, April 14, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on House Bill No. 646, met April 14, 1981, and considered:

Senate Committee on Public Health, Welfare and Safety amendments to the third reading copy, dated March 26, 1981.

We recommend that:

The House accede to Committee amendments no. 1 and 12 and amendments no. 1 and 2 to the Statement of Intent.

The Senate recede from Committee amendments no. 2 through 11.

House Bill No. 646 be further amended as indicated in clerical instructions no. 7 through 28.

The reference copy of House Bill No. 646 read as specified in the clerical instructions.

The Free Conference Committee Report on House Bill No. 646 be adopted.

CLERICAL INSTRUCTIONS:

1. Page 3, lines 13 and 14.

Following: "basis"

Strike: remainder of line 13 through "53-4-516" on line 14

2. Page 3, lines 17 and 18.

Following: "basis"

Strike: remainder of line 17 through "53-4-516" on line 18

3. Page 5, line 6.

Following: "be"

Strike: "ARE NOT"

Insert: "must be"

4. Page 5, line 8.

Following: "IN"

Insert: "the manner provided for in department regulations in"

5. Page 13, lines 8 and 9.

Following: "family day-care home"

Strike: "AS DEFINED IN 53-4-501,"

6. Page 16, line 3.

Following: "certificate"

Strike: "AS REQUIRED BY THIS PART"

7. Statement of Intent, page 1, line 19.

Following: "homes"

Insert: "and group day-care homes"

8. Statement of Intent, page 2, line 9.

Following: "homes"

Insert: "and group day-care homes"

9. Statement of Intent, page 2, line 14.

Following: "(2)"

Strike: "Group day-care homes and"

Insert: "Day-care"

10. Title, line 10.

Following: "HOMES"

Insert: "AND GROUP DAY-CARE HOMES"

11. Page 3, line 20.

Following: "homes"

Insert: "and group day-care homes"

12. Page 3, line 22.

Following: "home"

Insert: "or a group day-care home"

13. Page 4, line 7.

Following: "homes"

Insert: "and group day-care homes"

14. Page 4, line 11.

Following: "centers"

Strike: "and group day-care homes"

15. Page 4, line 21.

Following: "center"

Strike: "or group day-care home, AS DEFINED IN 53-4-501,"

16. Page 4, line 25 through line 1 on page 5.

Following: "home"

Strike: "AS DEFINED IN 53-4-501,"

Insert: "or group day-care home"

17. Page 5, line 1.

Following: "day-care"

Insert: "or group day-care"

18. Page 5, lines 19 and 20.

Following: "center"

Strike: "or group day-care home, AS DEFINED IN 53-4-501,"

19. Page 6, lines 3 and 4.

Following: "home"

Strike: "AS DEFINED IN 53-4-501,"

Insert: "or group day-care home"

20. Page 7, line 11.

Following: "centers"

Strike: "and group day-care homes"

21. Page 7, lines 15 and 16.

Following: "center"

Strike: "or group day-care home"

22. Page 8, line 9.

Following: "centers"

Strike: "and group day-care homes"

23. Page 8, line 14.

Following: "center"



Strike: "and GROUP home"

24. Page 8, line 21.

Following: "center"

Strike: "and GROUP home"

25. Page 8, line 24.

Following: "center"

Strike: "or group day-care home"

26. Page 10, line 13.

Following: "centers"

Strike: "and group day-care homes"

27. Page 12, line 7.

Following: "~~shall~~"

Strike: "facility"

Insert: "center"

28. Page 13, lines 3 and 4.

Following: "centers"

Strike: "and group day-care homes"

29. Page 13, line 12.

Following: "homes"

Insert: "and group day-care homes"

30. Page 18.

Following: line 10

Insert: "NEW SECTION. Section 18. Penalty. A person, group of persons, or corporation who establishes or maintains a day-care center or assists in conducting or maintaining a day-care center without first obtaining a license from the department as provided for in this part is guilty of a misdemeanor and upon conviction is punishable by a fine not to exceed \$500."

Renumber: subsequent section

31. Page 18, line 11.

Strike: "SECTION"

Insert: "Sections"

32. Page 18, line 12.

Following: "~~and 18~~"

Insert: "and 18"

33. Page 18, line 14.

Following: "~~sections~~"

Strike: "SECTION"

Insert: "Sections"

Following: "~~and 18~~"

Insert: "and 18"

FOR THE HOUSE:

O'Hara  
Andreason  
Dussault

FOR THE SENATE:

Hager  
Berg  
Dover

FREE CONFERENCE COMMITTEE  
ON HOUSE BILL NO. 709  
Report No. 1, April 22, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on House Bill No. 709, met April 22, 1981, and considered:

Senate Committee on Finance and Claims amendments to the third reading copy, dated April 15, 1981; and

Senate Committee of the Whole amendments to the third reading copy, dated April 16, 1981.

We recommend that:

The House accede to Senate Committee on Finance and Claims amendments no. 1 through 4.

The Senate recede from Committee of the Whole amendments no. 1 and 2; and the House accede to Committee of the Whole amendment no. 3.

The reference copy of House Bill No. 709 read as specified in the clerical instructions.

The Free Conference Committee Report on House Bill No. 709 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Page 2, line 8.

Strike: "\$400,000"

Insert: "\$350,000"

2. Page 4, line 8.

Strike: "\$200,000"

Insert: "\$350,000"

3. Page 4, lines 17 through 20.

Strike: lines 17 through 20 in their entirety

FOR THE HOUSE:

Donaldson  
Hurwitz  
Neuman

FOR THE SENATE:

Kolstad  
Lee  
Thomas

#### FREE CONFERENCE COMMITTEE ON SENATE BILL NO. 240 Report No. 1, April 21, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on Senate Bill No. 240, met April 21, 1981, and considered:

House Committee on Judiciary amendments to the third reading copy, dated March 24, 1981.

We recommend that:

The House recede from Committee amendments no. 1, 3, and 4; and the Senate accede to Committee amendment no. 2.

Senate Bill No. 240 be further amended as indicated in clerical instruction no. 1.

The reference copy of Senate Bill No. 240 read as specified in the clerical instructions.

The Free Conference Committee Report on Senate Bill No. 240 be adopted.

## CLERICAL INSTRUCTIONS:

1. Page 20, lines 19 through 22.

Following: "professional."

Strike: all underlined language

Insert: "The medical professional may review and interpret the information and at the request of the affected individual shall consult with the affected individual."

2. Page 26, lines 14 through 22.

Following: "professional"

Strike: all underlined language

Insert: all stricken language

3. Page 27, lines 1 through 5.

Following: "(2)(b)"

Insert: all stricken language

## FOR THE HOUSE:

Fabrega

Keedy

Nordtvedt (dissenting)

## FOR THE SENATE:

Hazelbaker

Anderson

Norman

## FREE CONFERENCE COMMITTEE

ON SENATE BILL NO. 243

Report No. 2, April 22, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on Senate Bill No. 243, met April 17, 1981, and considered:

House Select Committee on Water amendments to the third reading copy, dated March 24, 1981; and

House Committee of the Whole amendments to the third reading copy, dated March 31, 1981.

We recommend that:

The House recede from Select Committee amendments no. 1, 2, 5, 8, 10 through 14, and 16 through 20; and the Senate accede to Select Committee amendments no. 3, 4, 6, 7, 9 and 15.

The House recede from Committee of the Whole amendments no. 1 through 7.

Senate Bill No. 243 be further amended as indicated in clerical instructions no. 2, 4, 6, 17, 18, and 19.

The reference copy of Senate Bill No. 243 read as specified in the clerical instructions.

The Free Conference Committee Report on Senate Bill No. 243 be adopted.

## CLERICAL INSTRUCTIONS:

1. Title, line 7.

Strike: "BOARD"

Insert: "DEPARTMENT"

2. Title, lines 10 and 11.

Following: "MCA,"

Strike: "UPON CONSENT OF THE LEGISLATURE AND"

Following: "MONTANA"

Insert: "; PROVIDING FOR LEGISLATIVE REVIEW; AND PROVIDING AN EFFECTIVE DATE"

3. Page 1, lines 20 and 21.

Following: "The"

Strike: "UPON APPROVAL BY THE LEGISLATURE, THE BOARD"

Insert: "The department"

4. Page 2, lines 1 through 3.

Following: "Dakota."

Strike: remainder of section 2

Insert: "Section 3. Legislative review. (1) A diversion of water from the basin pursuant to Article X of the compact consented to by the department under the provisions of [this act] may not be made until one of the following occurs, whichever is later:

(a) the legislature ratifies the first determination of the department to consent to a diversion of water from the basin pursuant to Article X of the compact; or

(b) July 1, 1983.

(2) A decision by the department to disapprove a diversion of water is not subject to legislative approval."

Renumber: subsequent sections

5. Page 2, line 9.

Strike: "BOARD"

Insert: "department"

6. Page 3, line 9.

Strike: "BOARD"

Insert: "department"

7. Page 3, line 19.

Strike: "BOARD"

Insert: "department"

8. Page 3, line 22.

Strike: "BOARD"

Insert: "department"

9. Page 5, line 6.

Strike: "BOARD"

Insert: "department"

10. Page 5, line 9.

Strike: "BOARD"

Insert: "department"

11. Page 5, line 16.

Strike: "CONTINGENT UPON APPROVAL BY THE LEGISLATURE, THE BOARD"

Insert: "The department"

12. Page 6, lines 23 and 24.

Strike: "BOARD"

Insert: "department"

Following: "approve"

Strike: "CONTINGENT UPON LEGISLATIVE APPROVAL,"



13. Page 7, lines 6 and 7.

Strike: "BOARD"

Insert: "department"

Following: "approve"

Strike: "2 CONTINGENT UPON LEGISLATIVE APPROVAL,"

14. Page 7, line 11.

Strike: "BOARD"

Insert: "department"

15. Page 7, line 21.

Strike: "BOARD"

Insert: "department"

16. Page 8, line 1.

Strike: "BOARD'S"

Insert: "department's"

17. Page 8, line 4.

Following: "the"

Strike: "board's"

Insert: "department's"

18. Page 8, lines 6 through 12.

Following: "20."

Strike: remainder of section 5

Insert: "The department's consent shall terminate 10 years after the date of issuance of the consent unless the board issues the certificate for the facility in accordance with Title 75, chapter 20, and approval of North Dakota and Wyoming is secured in accordance with Article X of the compact or unless consent is extended by the department."

19. Page 9, lines 10 and 11.

Insert: all stricken language

FOR THE HOUSE:

Curtiss

Asay

Shontz

FOR THE SENATE:

Dover

Graham

Tveit

#### CONFERENCE COMMITTEE

ON HOUSE AMENDMENTS TO SENATE BILL NO. 286

Report No. 2, April 22, 1981

Mr. President and Speaker of the House:

We, your Conference Committee on Senate Bill No. 286, met April 22, 1981, and considered:

House Committee on Judiciary amendments to the third reading copy, dated March 25, 1981.

We recommend that:

The Senate accede to Committee amendments no. 1 through 10.

The reference copy of Senate Bill No. 286 remain unchanged.

The Conference Committee Report on Senate Bill No. 286 be adopted.

FOR THE HOUSE:

Seifert

FOR THE SENATE:

Anderson

Curtiss  
Keedy

O'Hara  
Van Valkenburg

FREE CONFERENCE COMMITTEE  
ON SENATE BILL NO. 485  
Report No. 1, April 22, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on Senate Bill No. 485, met April 22, 1981, and considered:

House Committee on Judiciary amendments to the third reading copy, dated April 13, 1981; and

House Committee of the Whole amendments to the third reading copy, dated April 17, 1981.

We recommend that:

The Senate accede to Standing Committee amendments no. 1 through 3.

The Senate accede to Committee of the Whole amendments no. 1 through 6.

Senate Bill No. 485 be further amended as indicated in the clerical instructions.

The reference copy of Senate Bill No. 485 read as specified in the clerical instructions.

The Free Conference Committee Report on Senate Bill No. 485 be adopted.

CLERICAL INSTRUCTIONS:

1. Page 15, line 23.  
Following: "exceed"  
Strike: "\$500"  
Insert: "\$1,500"

FOR THE HOUSE:

Anderson  
Conn  
Keedy

FOR THE SENATE:

O'Hara  
Berg  
B. Brown

MESSAGES FROM THE GOVERNOR

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

April 21, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 13, 36, 223, 237, 300, 307, 415, 480, 560, 617, 621, 654, 675, 683, 725, 731, 740, 763, 800, 832, 837, 853.

Sincerely,

TED SCHWINDEN

Governor

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

April 22, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 69, 197, 547, 593, 601, 632, 827.

Sincerely,

TED SCHWINDEN  
Governor

### MESSAGES FROM THE OTHER HOUSE

The Senate, on 4/21/81, acceded to the request of the House of Representatives and appointed a Conference Committee to meet with a like committee from the House to confer on House Bill No. 580.

The President appointed the following members:

Senator Hazelbaker, Chairman  
Senator Olson  
Senator S. Brown

The Senate, on 4/21/81, dissolved the Conference Committee on Senate Bill No. 483 and appointed a new Conference Committee to meet with a like committee from the House to confer on Senate Bill No. 483.

The President reappointed the following members:

Senator B. Brown, Chairman  
Senator Norman  
Senator Turnage

Free Conference Committee Report adopted: 4/21/81

Free Conference Committee Report on House Bill No. 692

Governor's Amendments to House Bill concurred in and returned to the House: 4/21/81

Governor's Amendments to House Bill No. 445, introduced by Roth, Hammond, Keyser, et al.

Governor's Amendments to Senate Bills concurred in and transmitted to the House for concurrence in Governor's Amendments: 4/21/81

Governor's Amendments to Senate Bill No. 150, introduced by Kolstad, Dover, Goodover, et al.

Governor's Amendments to Senate Bill No. 460, introduced by Graham  
House Bill concurred in as amended and returned to the House for concurrence in Senate Amendments: 4/21/81

House Bill No. 872, introduced by Moore

House Bills concurred in and returned to the House: 4/21/81

House Bill No. 261, introduced by Ernst, Schultz, Phillips, et al.

House Bill No. 603, introduced by Burnett

House Bill No. 841, introduced by Brown

House Bill No. 847, introduced by Ryan

The Senate, on 4/22/81, failed to concur in House Amendments to Senate Bill No. 485 and appointed a Free Conference Committee and requested that the House of Representatives appoint a like committee to confer on House Amendments to Senate Bill No. 485.

The President appointed the following members:

Senator O'Hara, Chairman

Senator B. Brown

Senator Berg

Senate Bill passed as amended and transmitted to the House for concurrence: 4/22/81

Senate Bill No. 487, introduced by D. Manning, Marks

House Joint Resolution concurred in and returned to the House: 4/22/81

House Joint Resolution No. 68, introduced by Fagg

House Bills not concurred in and returned to the House: 4/22/81

House Bill No. 867, introduced by Nordtvedt, Quilici, D. Brown

House Bill No. 873, introduced by Menahan, Haffey, Kanduch, et al.

The Senate, on 4/22/81, failed to concur in the Governor's Amendments to House Bill No. 179 and appointed a Conference Committee to meet with a like committee from the House of Representatives to confer on the Governor's Amendments to House Bill No. 179.

The President appointed the following members:

Senator McCallum, Chairman

Senator Ochsner

Senator S. Brown

The Senate, on 4/22/81, acceded to the request of the House of Representatives and appointed a new Free Conference Committee to meet with a like committee from the House to confer on House Bill No. 350.

The President reappointed the following members:

Senator Goodover, Chairman

Senator McCallum

Senator Hafferman

The Senate, on 4/22/81, dissolved the Free Conference Committee on Senate Bill No. 42 and appointed a new Free Conference Committee to meet with a like committee from the House to confer on Senate Bill No. 42.

The President appointed the following members:

Senator McCallum, Chairman

Senator Hammond

Senator S. Brown

The motion to override the Governor's veto of House Bill No. 626, introduced by Kedy, requiring adoption by an affirmative roll call vote of two-thirds of the Senate, failed by the following vote: 4/22/81



YEAS - 32

NAYS - 18

**MOTIONS**

Representative Nordtvedt moved that HB 73 be taken from the Committee on Appropriations and printed and placed on Second Reading. Motion carried. (76-17)

Representative Vincent moved that HB 429 be placed below HB 403 on the Second Reading board. Motion carried.

Representative Kemmis moved that consideration on SB 126 be passed until the 90th legislative day. Motion carried. (59-30)

**FIRST READING AND COMMITTEE  
OF BILLS AND RESOLUTIONS**

The following House bill was introduced, read first time and referred to committee:

HR 9, introduced by Fagg, Vincent. Referred to Committee on Rules.

The following Senate bill was introduced, read first time and referred to committee:

SB 487, introduced by D. Manning, Marks. Referred to Committee on Natural Resources.

**SECOND READING OF BILLS  
(COMMITTEE OF THE WHOLE)**

Representative Spilker moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Hemstad in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Azzara present at this time.

Representative Huennekens moved that SB 337, third reading copy, be amended. Representative Oberg made a substitute motion that SB 337 be placed below SB 162. Motion carried. (52-36)

Representative Moore moved that the Free Conference Committee Report on HB 500 be adopted. Representative Bardanouve made a substitute motion that the Free Conference Committee Report on HB 500 be rejected. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 82

Noes: Bennett, Daily, Jacobsen, Lund, Manuel, Mueller, Ryan, Sales, Smith, Stobie, Switzer, Underdal, Vinger, Winslow.

Total 14

Excused: Ellerd.

Total 1

Absent or not voting: Devlin, Kanduch, Kropp.

Total 3

Representative Kemmis moved that SB 355, third reading copy, be amended as follows:

1. Strike: all House Taxation Committee amendments

Amendment passed by the following vote:

Ayes: Anderson, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Daily, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Lory, Manuel, Marks, McBride, Menahan, Metcalf, Meyer, Mueller, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Shelden, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 55

Noes: Abrams, Andreason, Asay, Bennett, Brand, Burnett, Conroy, Cozzens, Curtiss, Ellison, Hannah, Harp, Iverson, Jacobsen, Jensen, Keedy, Keyser, Lund, Manning, Matsko, McLane, Neuman, Nilson, Nordtvedt, O'Hara, Phillips, Roth, Roush, Sales, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vinger, Winslow.

Total 39

Excused: Ellerd.

Total 1

Absent or not voting: Devlin, Kropp, Moore, Ryan, Schultz.

Total 5

Representative Gould excused at this time.

Representative Nilson moved that SB 355, third reading copy, be further amended as follows:

1. Page 3, line 7.

Strike: "\$45           \$65"

Insert: "\$70           \$90"

2. Page 3, line 8.

Following: "years"

Insert: "and less than 8 years"

Strike: "20           25"

Insert: "40           50"

3. Page 3.

Following: line 8

Insert: "more than 8 years       10       15"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn,

Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellison, Ernst, Fabrega, Fedá, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Lund, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: Bennett, Eudaily, Fagg, Gould, Kitselman, Lory, McLane, Moore, Smith, Spilker, Stobie, Underdal, Wallin.

Total 13

Paired: Nordtvedt, Aye; Gould, No.

Excused: Ellerd.

Total 1

Absent or not voting: Devlin, Kropp, Phillips, Ryan.

Total 4

Representative Kemmis moved that SB 355, third reading copy, be further amended as follows:

1. Title, line 20.

Following: "MCA;"

Insert: "APPROPRIATING FUNDS TO REIMBURSE LOCAL GOVERNMENTS FOR REVENUE LOSS CAUSED BY IMPLEMENTATION OF THE FEE SYSTEM"

2. Page 70.

Following: line 2

Insert: "Section 67. Appropriation. There is appropriated from the general fund the sum of \$30,000,000 for the biennium ending June 30, 1983, to the department of revenue to fund the state payment to local governments provided for in [section 6]."

Amendment passed by the following vote:

Ayes: Anderson, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Shelden, Sivertsen, Spilker, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: Abrams, Andreason, Asay, Burnett, Conroy, Cozzens, Jacobsen, Matsko, Moore, Nordtvedt, Sales, Seifert, Shontz, Smith, Stobie, Switzer, Underdal.

Total 17

Excused: Ellerd, Gould.

Total 2

Absent or not voting: Devlin, Keedy, Kropp, Ryan.

Total 4



Representative Fabrega moved that SB 355, as amended, be concurred in. Motion carried by the following vote:

Ayes: Anderson, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jensen, Kanduch, Kemmis, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Schultz, Seifert, Shelden, Spilker, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 72

Noes: Abrams, Andreason, Asay, Bennett, Burnett, Conroy, Cozzens, Hurwitz, Jacobsen, Keedy, Lund, McLane, Moore, Neuman, Nordtvedt, Roush, Sales, Shontz, Sivertsen, Smith, Stobie, Switzer, Underdal.  
Total 23

Paired: Ellerd, Aye; Burnett, No.

Excused: Gould.  
Total 1

Absent or not voting: Devlin, Kennerly, Kropp, Ryan.  
Total 4

Representative Dozier excused at this time.

That HB 876 do pass by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.  
Total 81

Noes: Dussault, Oberg.  
Total 2

Excused: Dozier, Ellerd, Gould.  
Total 3

Absent or not voting: Bardanouve, Curtiss, Devlin, Fagg, Kessler, Kropp, Menahan, Moore, Ryan, Seifert, Shelden, Sivertsen, Smith, Yardley.  
Total 14

Representative Brand excused at this time.

Representative Sales moved that SJR 35 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Dussault, Ellison, Ernst, Eudaily, Fabrega, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens,



Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Shelden, Shontz, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 79

Noes: Manning, Mueller, Nilson.

Total 3

Excused: Brand, Dozier, Ellerd, Gould.

Total 4

Absent or not voting: Burnett, Curtiss, Devlin, Donaldson, Fagg, Hurwitz, Nordtvedt, Ryan, Seifert, Sivertsen, Smith, Spilker, Switzer, Yardley.

Total 14

Representative Hanson moved that the Free Conference Committee Report on SB 257 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Daily, Donaldson, Dussault, Ernst, Eudaily, Fabrega, Fagg, Feda, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Schultz, Shelden, Shontz, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 71

Noes: Bardanouve, Hannah, Harp, Moore, Mueller, Neuman, Sales, Seifert, Stobie, Switzer.

Total 10

Excused: Brand, Dozier, Ellerd, Gould.

Total 4

Absent or not voting: Burnett, Cozzens, Curtiss, Devlin, Ellison, Hurwitz, Kropp, Marks, O'Hara, Roth, Ryan, Sivertsen, Smith, Spilker, Yardley.

Total 15

Representative Keedy moved that the Governor's Amendments to SB 162 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Cozzens, Daily, Dussault, Ellison, Ernst, Eudaily, Fabrega, Feda, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shelden, Shontz, Switzer, Teague, Thoft, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 75

Noes: Conroy, Hannah, Moore, Sales, Stobie, Underdal.

Total 6

Excused: Brand, Dozier, Ellerd, Gould.

Total 4

Absent or not voting: Burnett, Curtiss, Devlin, Donaldson, Fagg, Hurwitz, Kennerly, Lund, Nordtvedt, Ryan, Sivertsen, Smith, Spilker, Waldron, Yardley.  
Total 15

Representative Nordtvedt moved that SB 337, third reading copy, be amended. Amendment withdrawn.

Representative Harrington moved that SB 337, third reading copy, be amended as follows:

1. Page 6, line 4.  
Following: "exceed"  
Strike: "\$400"  
Insert: "\$150"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Marks, McBride, McLane, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Seifert, Shelden, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.  
Total 75

Noes: Bengtson, Wallin.  
Total 2

Excused: Brand, Dozier, Ellerd, Gould.  
Total 4

Absent or not voting: Azzara, Bardanouve, Burnett, Devlin, Donaldson, Hurwitz, Lund, Manuel, Matsko, Menahan, Oberg, Phillips, Roth, Ryan, Shontz, Sivertsen, Smith, Stobie, Switzer.  
Total 19

Representative Harrington moved that SB 337, as amended, be concurred in. Representative Nordtvedt made a substitute motion that SB 337, third reading copy, be further amended as follows:

1. Page 2, line 19.  
Following: "all"  
Insert: "adjusted gross"  
Following: "income"  
Insert: "as reported on federal income tax returns"
2. Page 5, line 16.  
Strike: "\$ 0-999"  
Insert: "\$ 0-749"
3. Page 5, line 17.  
Strike: "1000-1999"  
Insert: "750-1499"
4. Page 5, line 18.  
Strike: "2000-2999"  
Insert: "1500-2249"
5. Page 5, line 19.

Strike: "3000-3999"  
Insert: "2250-2999"

6. Page 5, line 20.  
Strike: "4000-4999"  
Insert: "3000-3749"

7. Page 5, line 21.  
Strike: "5000-5999"  
Insert: "3750-4499"

8. Page 5, line 22.  
Strike: "6000-6999"  
Insert: "4500-5249"

9. Page 5, line 23.  
Strike: "7000-7999"  
Insert: "5250-5999"

10. Page 5, line 24.  
Strike: "8000-8999"  
Insert: "6000-6749"

11. Page 5, line 25.  
Strike: "9000-9999"  
Insert: "6750-7499"

12. Page 6, line 1.  
Strike: "10000-10999"  
Insert: "7500-8249"

13. Page 6, line 2.  
Strike: "11000-11999"  
Insert: "8250-8999"

14. Page 6, line 3.  
Strike: "12000 & over"  
Insert: "9000 & over"

Amendment passed by the following vote:

Ayes: Andreason, Asay, Bennett, Bertelsen, Briggs, Burnett, Conroy, Cozzens, Curtiss, Devlin, Ernst, Eudaily, Fagg, Feda, Hannah, Harp, Hemstad, Hurwitz, Iverson, Keedy, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McLane, Moore, Nordtvedt, Phillips, Roth, Ryan, Sales, Schultz, Seifert, Shelden, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vinger, Wallin, Winslow, Yardley.  
Total 47

Noes: Abrams, Anderson, Bergene, Brown, Conn, Daily, Dussault, Fabrega, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shontz, Vincent, Waldron, Williams, Zabrocki.  
Total 39

Excused: Brand, Dozier, Ellerd, Gould.  
Total 4

Absent or not voting: Azzara, Bardanouve, Bengtson, Donaldson, Ellison, Kessler, O'Connell, O'Hara, Smith, Stobie.  
Total 10



Representative Harrington moved that SB 337, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Dussault, Ernst, Eudaily, Fabrega, Fedra, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 81

Noes: Daily, Huennekens, Iverson, Mueller, Pavlovich, Ryan, Sales, Stobie.  
Total 8

Excused: Brand, Dozier, Ellerd, Gould.  
Total 4

Absent or not voting: Bengtson, Donaldson, Ellison, Fagg, Hurwitz, Kemmis, Smith.  
Total 7

That the Committee rise and report and beg leave to sit again. (Hemstad, Chairman). Report adopted. (77-10)

### MOTIONS

Representative Moore moved that the Free Conference Committee on HB 500 be dissolved and that the Speaker be authorized to appoint the same representatives to a new Free Conference Committee on HB 500. Motion carried.

Representative Nordtvedt moved that HB 73 be placed at the top of the Second Reading board this day. Motion carried.

Representative Fagg moved that the rules be suspended to allow all bills passing Second Reading to be placed on Third Reading this same day. Motion carried.

Representative Fagg moved that the rules be further suspended to allow all bills passing out of committee this day to be placed on Second Reading this same day. Motion carried.

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Representative Ellison excused at this time.

Representatives Dozier and Gould present at this time.

Senate Bill No. 337, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy,



Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Devlin, Huennekens, Iverson, Mueller, Ryan, Sales.

Total 6

Excused: Brand, Ellerd, Ellison.

Total 3

Absent or not voting: Brown, Smith.

Total 2

Senate Bill No. 355, as amended, was concurred in by the following vote:

Ayes: Anderson, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Briggs, Brown, Conn, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Robbins, Schultz, Seifert, Shelden, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 75

Noes: Abrams, Andreason, Asay, Bennett, Burnett, Conroy, Cozzens, Devlin, Hurwitz, Jacobsen, Keedy, Moore, Neuman, Nordtvedt, Roth, Roush, Ryan, Sales, Shontz, Sivertsen, Stobie, Underdal.

Total 22

Paired: Ellerd, Aye; Burnett, No.

Excused: Brand, Ellison.

Total 2

Absent or not voting: Smith.

Total 1

House Bill No. 876 was passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 90

Noes: Azzara, Dussault, Huennekens, Oberg, Yardley.

Total 5

Excused: Brand, Ellerd, Ellison.

Total 3

Absent or not voting: Brown, Smith.

Total 2

Senate Joint Resolution No. 35 was concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Dozier, Keedy, Manning, Mueller, Nilson, Roth.

Total 6

Excused: Brand, Ellerd, Ellison.

Total 3

Absent or not voting: Smith.

Total 1

Free Conference Committee Report on Senate Bill No. 257 was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Schultz, Shelden, Shontz, Sivertsen, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Burnett, Devlin, Hannah, Harp, Moore, Mueller, Neuman, Roth, Ryan, Sales, Seifert, Stobie, Switzer.

Total 13

Excused: Brand, Ellerd, Ellison.

Total 3

Absent or not voting: Kropp, Smith, Williams.

Total 3

Governor's Amendments to Senate Bill No. 162 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ernst, Eudaily, Fabrega, Fagg,

Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shelden, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Burnett, Devlin, Hannah, Kropp, Moore, Ryan, Stobie.

Total 7

Excused: Brand, Ellerd, Ellison.

Total 3

Absent or not voting: Brown, Smith.

Total 2

### MOTIONS

Representative Ellison present at this time.

Representative Fagg moved that the rules be suspended for the introduction of a House joint resolution dealing with private leasing of state lands. Motion failed. (42-45)

Representative Keedy moved that the Speaker be authorized to appoint a Free Conference Committee on House Amendments to SB 485. Motion carried.

Representative Fagg moved that the House stand in recess for 15 minutes. Motion carried.

Representative Nordtvedt moved that HB 403 be placed at the top of the Second Reading board. Motion carried.

House recessed at 2:15 p.m.

House reconvened at 2:45 p.m.

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative Hemstad in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Brand present at this time.

Representative Keedy moved that the Governor's Amendments to HB 403 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Jacobsen, Jensen,



Keedy, Kessler, Keyser, Kropp, Lory, Manuel, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 72

Noes: Brand, Daily, Dozier, Harper, Hart, Kemmis, Kennerly, Manning, Metcalf, Neuman, Oberg, Roush, Waldron, Yardley.

Total 14

Excused: Ellerd.

Total 1

Absent or not voting: Bardanouve, Cozzens, Fagg, Harrington, Huennekens, Iverson, Kanduch, Kitselman, Lund, Marks, Quilici, Shelden, Sivertsen.

Total 13

Representative Cozzens moved that the Governor's Amendments to SB 367 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Asay, Bengtson, Bergene, Bertelsen, Brand, Conn, Conroy, Daily, Dozier, Dussault, Ellison, Ernst, Eudaily, Feda, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Roush, Schultz, Shontz, Smith, Spilker, Teague, Thoft, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 56

Noes: Abrams, Andreason, Azzara, Briggs, Brown, Burnett, Cozzens, Devlin, Donaldson, Gould, Hannah, Hurwitz, Keyser, Kropp, Lory, Matsko, McLane, Moore, Nilson, Nordtvedt, Phillips, Robbins, Roth, Ryan, Sales, Seifert, Stobie, Switzer, Underdal, Vinger, Wallin, Winslow.

Total 32

Excused: Ellerd.

Total 1

Absent or not voting: Bardanouve, Bennett, Curtiss, Fabrega, Fagg, Harrington, Kanduch, Lund, Marks, Shelden, Sivertsen.

Total 11

Representative Eudaily moved that the Governor's Amendments to SB 426 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Daily, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 82

Noes: Burnett, Devlin, Hannah, Moore, Sales.

Total 5

Excused: Ellerd.



Total 1

Absent or not voting: Bardanouve, Bennett, Cozzens, Curtiss, Fagg, Harrington, Kanduch, Kropp, Lund, Shelden, Sivertsen, Winslow.

Total 12

Representative Fabrega moved that Senate Amendments to HB 609 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bergene, Brand, Briggs, Brown, Conn, Daily, Dozier, Dussault, Ernst, Eudaily, Fabrega, Feda, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shontz, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 63

Noes: Andreason, Bertelsen, Burnett, Devlin, Gould, Hannah, Iverson, Keyser, Matsko, Nordtvedt, O'Hara, Pistoria, Ryan, Sales, Smith, Spilker, Stobie, Switzer, Underdal, Winslow.

Total 20

Excused: Ellerd.

Total 1

Absent or not voting: Bardanouve, Bennett, Conroy, Cozzens, Curtiss, Donaldson, Ellison, Fagg, Harrington, Keedy, Lory, Lund, Marks, Moore, Shelden, Sivertsen.

Total 16

Representative Harper moved that Senate Amendments to HB 676 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Daily, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Shontz, Spilker, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 69

Noes: Andreason, Asay, Burnett, Cozzens, Devlin, Feda, Hurwitz, Keyser, Lund, McLane, Nordtvedt, Ryan, Seifert, Smith, Stobie, Switzer, Underdal, Vinger.

Total 18

Excused: Ellerd.

Total 1

Absent or not voting: Bardanouve, Bennett, Conroy, Curtiss, Donaldson, Fagg, Harrington, Keedy, Lory, Moore, Shelden, Sivertsen.

Total 12

Representative Fagg moved that Senate Amendments to HB 828 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Curtiss, Daily, Dozier, Dussault,

Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Schultz, Seifert, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 74

Noes: Burnett, Devlin, Keyser, Kitselman, Kropp, Marks, Nordtvedt, Roth, Ryan, Sales, Shontz, Smith, Stobie, Switzer.  
Total 14

Excused: Ellerd.  
Total 1

Absent or not voting: Bardanouve, Bennett, Conroy, Cozzens, Donaldson, Harrington, Keedy, Lory, Moore, Shelden, Sivertsen.  
Total 11

Representative Kemmis excused at this time.

Representative Ellison moved that Senate Amendments to HB 718 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Manuel, Marks, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 78

Noes: Brand, Dussault, Harper, Hart, Huennekens, Manning, Metcalf, Oberg, Waldron.  
Total 9

Excused: Ellerd, Kemmis.  
Total 2

Absent or not voting: Anderson, Bardanouve, Donaldson, Fagg, Jensen, Keedy, Kropp, Lory, Lund, Shelden, Sivertsen.  
Total 11

Representative Kemmis present at this time.

Representative Nordtvedt moved that the Conference Committee Report on HB 775 be adopted. Motion carried by the following vote:

Ayes: Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Daily, Devlin, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft,

Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Hannah.

Total 1

Excused: Ellerd.

Total 1

Absent or not voting: Abrams, Anderson, Cozzens, Curtiss, Donaldson, Fagg, Harrington, Jensen, Keedy, Kropp, Lund, Ryan, Shelden, Sivertsen.

Total 14

Representative Sales moved that the Governor's Amendments to HB 372 be concurred in. Motion carried by the following vote:

Ayes: Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Daily, Devlin, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fedra, Gould, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 78

Noes: Hannah, Moore.

Total 2

Excused: Ellerd.

Total 1

Absent or not voting: Abrams, Anderson, Burnett, Cozzens, Curtiss, Donaldson, Fagg, Harrington, Jensen, Keedy, Kropp, Lory, Lund, Menahan, O'Connell, Ryan, Shelden, Sivertsen, Winslow.

Total 19

Representative Nordtvedt moved that HB 73, second reading copy, be amended as follows:

1. Title, lines 8 and 9.

Following: "TAXPAYERS;"

Strike: "PROVIDING FOR A LOCAL GOVERNMENT REPLACE-  
MENT MILL LEVY; AND"

2. Title, line 10.

Following: "APPROPRIATION"

Insert: "; AND PROVIDING AN EFFECTIVE DATE"

3. Page 4, line 10 through line 2 on page 5.

Following: "20-9-501"

Strike: remainder of line 10 on page 4 through line 2 on page 5

Renumber: subsequent sections

4. Page 5, line 3.

Following: "APPROPRIATION."

Strike: "(1)"

5. Page 5, line 5.

Strike: "\$38,000,000"



Insert: "\$xx,xxx,xxx"

6. Page 5, lines 11 through 18.

Strike: these lines in their entirety

7. Page 6, lines 10 through 24.

Strike: these lines in their entirety

Renumber: subsequent sections

8. Page 7.

Following: line 5

Insert: "Section 6. Effective date. This act is effective on passage and approval."

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Dussault, Ellison, Ernst, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 82

Noes: Bardanouve, Brand, Eudaily, Fagg, Mueller, Nilson, Smith, Waldron.  
Total 8

Excused: Ellerd.  
Total 1

Absent or not voting: Bengtson, Cozzens, Donaldson, Harrington, Jensen, Keedy, Lory, Robbins, Shelden.  
Total 9

And HB 73, as amended, do pass by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Dozier, Dussault, Ellison, Ernst, Fabrega, Fedra, Gould, Hannah, Harp, Harper, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley.  
Total 82

Noes: Abrams, Bardanouve, Brand, Eudaily, Fagg, Hanson, Harrington, Huennekens, Lund, Mueller, Waldron, Zabrocki.  
Total 12

Excused: Ellerd.  
Total 1

Absent or not voting: Cozzens, Donaldson, Keedy, Lory, Shelden.  
Total 5



Representative Vincent moved that Senate Amendments to HB 429 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Sales, Schultz, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley.  
Total 80

Noes: Burnett, Curtiss, Ellison, Ernst, Feda, Kropp, McLane, Mueller, Neuman, Pistoria, Ryan, Seifert, Sivertsen, Stobie, Underdal, Vinger, Zabrocki.  
Total 17

Excused: Ellerd.  
Total 1

Absent or not voting: Nordtvedt, Shelden.  
Total 2

That the Committee rise and report and beg leave to sit again. (Hemstad, Chairman). Report adopted. (87-10)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Representative Shelden excused at this time.

Senate Amendments to House Bill No. 233 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Harp, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 88

Noes: Bertelsen, Brand, Dozier, Hanson, Harper, Hart, Huennekens, Lory, Wallin.  
Total 9

Excused: Ellerd, Shelden.  
Total 2

Absent or not voting: Keedy.  
Total 1

Senate Amendments to House Bill No. 429 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Sales, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Burnett, Ellison, Ernst, Kropp, McLane, Mueller, Neuman, Pistoria, Ryan, Schultz, Seifert, Sivertsen, Stobie, Underdal.

Total 14

Excused: Ellerd, Shelden.

Total 2

Absent or not voting: Nordtvedt.

Total 1

House Bill No. 233, in its entirety, failed to pass, lacking a two-thirds majority, by the following final vote:

Ayes: Andreason, Asay, Bardanouve, Bennett, Briggs, Brown, Burnett, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Harp, Iverson, Kanduch, Keedy, Keyser, Kitselman, Kropp, Lund, Manuel, Matsko, McLane, Meyer, Mueller, Neuman, O'Hara, Pavlovich, Phillips, Quilici, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Underdal, Vincent, Vinger, Winslow, Mr. Speaker.

Total 54

Noes: Abrams, Anderson, Azzara, Bengtson, Bergene, Bertelsen, Brand, Conn, Dozier, Dussault, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kemmis, Kennerly, Kessler, Lory, Manning, McBride, Menahan, Metcalf, Nilson, Nordtvedt, Oberg, O'Connell, Pistoria, Robbins, Roth, Roush, Shontz, Teague, Thoft, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 44

Paired: Ellerd, Spilker, Ayes; Kemmis, No.

Excused: Shelden.

Total 1

Absent or not voting: Moore.

Total 1

House Bill No. 429, in its entirety, was passed by the following final vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Cozzens, Daily, Donaldson, Dozier, Dussault, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Nilson, Oberg, O'Connell, O'Hara, Pavlovich,

Phillips, Quilici, Robbins, Roth, Roush, Shelden, Shontz, Smith, Spilker, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 73

Noes: Asay, Briggs, Burnett, Curtiss, Devlin, Ellerd, Ellison, Ernst, Fedas, Gould, Kropp, McLane, Moore, Mueller, Neuman, Nordtvedt, Pistoria, Ryan, Sales, Schultz, Seifert, Sivertsen, Stobie, Switzer, Underdal, Vinger.

Total 26

Paired: Fagg, Menahan, Shelden, Spilker, Ayes; Burnett, Ellerd, Noes.

Excused: None.

Total 0

Absent or not voting: Matsko.

Total 1

House Bill No. 73 was passed by the following vote:

Ayes: Anderson, Andreason, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Dozier, Dussault, Ellison, Ernst, Fabrega, Fagg, Fedas, Gould, Hannah, Harp, Harper, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Shontz, Sivertsen, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 80

Noes: Abrams, Bardanouve, Brand, Donaldson, Eudaily, Hanson, Harrington, Huennekens, Keedy, Lund, Mueller, Seifert, Smith, Switzer, Waldron, Zabrocki.

Total 16

Excused: Ellerd, Shelden.

Total 2

Absent or not voting: Briggs, Kessler.

Total 2

Governor's Amendments to Senate Bill No. 367 were concurred in by the following vote:

Ayes: \*Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Conn, Conroy, Curtiss, Dussault, Ernst, Eudaily, Fabrega, Fagg, Fedas, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 75

Noes: Abrams, Brown, Burnett, Cozzens, Daily, Devlin, Dozier, Gould, Hannah, Harp, Keyser, Kropp, McLane, Moore, Nilson, \*Nordtvedt, Pavlovich, Sales.

Total 18



Excused: Ellerd, Shelden.

Total 2

Absent or not voting: Donaldson, Ellison, Hurwitz, Sivertsen, Stobie.

Total 5

\*Representative Nordtvedt moved that his vote be recorded as no. Motion carried unanimously. Representative Anderson moved that his vote be changed from no to yes. Motion carried unanimously. See Motions.

Governor's Amendments to Senate Bill No. 426 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shontz, Sivertsen, Spilker, Stobie, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Bennett, Burnett, Daily, Devlin, Hannah, Harrington, Moore, Sales, Seifert, Smith, Switzer.

Total 11

Excused: Ellerd, Shelden.

Total 2

Absent or not voting: Hart, Lund.

Total 2

Senate Amendments to House Bill No. 609 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roush, Schultz, Seifert, Shontz, Switzer, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Andreason, Cozzens, Devlin, Dozier, Lund, Nordtvedt, Pistoria, Roth, Ryan, Sales, Sivertsen, Smith, Spilker, Stobie, Teague, Underdal.

Total 16

Excused: Ellerd, Shelden.

Total 2

Absent or not voting: Keedy.

Total 1

Senate Amendments to House Bill No. 676 were concurred in by the following vote:



Ayes: Abrams, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Sales, Schultz, Spilker, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 73

Noes: Anderson, Andreason, Asay, Burnett, Cozzens, Daily, Devlin, Hurwitz, Keyser, Kitselman, Kropp, McLane, Nordtvedt, O'Hara, Roth, Ryan, Seifert, Shontz, Sivertsen, Smith, Stobie, Switzer, Underdal.

Total 23

Excused: Ellerd, Shelden.

Total 2

Absent or not voting: Fabrega, Keedy.

Total 2

Senate Amendments to House Bill No. 828 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Schultz, Seifert, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Asay, Burnett, Conroy, Devlin, Jensen, Keyser, Kitselman, Kropp, Nordtvedt, Roth, Ryan, Sales, Smith, Stobie, Underdal, Mr. Speaker.

Total 16

Excused: Ellerd, Shelden.

Total 2

Absent or not voting: Keedy.

Total 1

Senate Amendments to House Bill No. 718 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft,

Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Mr. Speaker.  
Total 87

Noes: Brand, Harper, Hart, Huennekens, Keedy, Kessler, Metcalf, Oberg, Waldron, Zabrocki.  
Total 10

Excused: Ellerd, Shelden.  
Total 2

Absent or not voting: Jensen.  
Total 1

Conference Committee Report on House Bill No. 775 was adopted by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 96

Noes: None.  
Total 0

Excused: Ellerd, Shelden.  
Total 2

Absent or not voting: Keedy, Sivertsen.  
Total 2

Governor's Amendments to House Bill No. 372 were concurred in by the following vote:

Ayes: Abrams, Anderson, Andreason, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 94

Noes: Burnett, Hannah, Moore.  
Total 3

Excused: Ellerd, Shelden.  
Total 2

Absent or not voting: Keedy.

Total 1

### MOTIONS

Representative Nordtvedt moved that his vote on the Governor's Amendments to SB 367, Third Reading, be recorded as no. Motion carried unanimously.

Representative Anderson moved that his vote on the Governor's Amendments to SB 367, Third Reading, be changed from no to yes. Motion carried unanimously.

Representative Moore moved that the House reconsider its action in failing to pass HB 233 on Third Reading this day. Motion carried. (64-31)

Representative Fagg moved that the rules be suspended to allow the introduction of a Senate bill dealing with the coal tax oversight committee. Motion failed, lacking a two-thirds majority, by the following vote:

Ayes: Abrams, Andreason, Asay, Bennett, Bergene, Briggs, Brown, Conn, Conroy, Daily, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Kennerly, Keyser, Lory, Manning, Manuel, Matsko, McBride, McLane, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Seifert, Sivertsen, Smith, Stobie, Switzer, Teague, Vincent, Vinger, Williams, Mr. Speaker.

Total 57

Noes: Azzara, Bertelsen, Burnett, Curtiss, Devlin, Dussault, Hannah, Harper, Hart, Keedy, Kessler, Kropp, Menahan, Metcalf, Nordtvedt, O'Hara, Sales, Schultz, Spilker, Thoft, Waldron, Winslow, Zabrocki.

Total 23

Excused: Ellerd, Shelden.

Total 2

Absent or not voting: Anderson, Bardanouve, Bengtson, Brand, Cozzens, Donaldson, Harrington, Huennekens, Jensen, Kemmis, Kitselman, Lund, Moore, Phillips, Shontz, Underdal, Wallin, Yardley.

Total 18

Since Representative Shontz, while he was acting as Chairman of the Committee of the Whole, inadvertently pushed Mr. Speaker's vote button on Second Reading on the 88th legislative day, Representative Fagg moved that all of Mr. Speaker's votes on Second Reading on the 88th legislative day be deleted. Motion carried unanimously.

Representative Fagg moved that the Speaker be authorized to appoint a Conference Committee on the Governor's Amendments to HB 179. Motion carried.

Representative Fagg moved that the following new Joint Rule be adopted:

"For the purpose of the Forty-seventh Legislature, any bill that has passed both houses of the Legislature by the Ninetieth day may be enrolled, clerically corrected by the presiding officers, signed by the presiding officers, and delivered to the Governor not later than five days thereafter. All Journal entries authorized under this rule as announcements will be entered on the Journal for the Ninetieth Day."



Motion carried unanimously.

Representative Fagg moved that the House reconsider its action in not allowing the Senate bill dealing with the coal tax oversight committee to be introduced. Motion carried. Representative Fagg again moved that the rules be suspended to allow the introduction of the Senate bill. Motion carried unanimously.

Representative Fagg moved that the House stand in recess until 7:15 p.m. Motion carried.

House recessed at 6:00 p.m.

House reconvened at 7:20 p.m.

### **SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative Hemstad in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Andreason excused at this time.

Representative Keedy moved that Senate Amendments to HB 213 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roush, Ryan, Schultz, Seifert, Shontz, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Zabrocki.

Total 74

Noes: Jacobsen.

Total 1

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Anderson, Brand, Cozzens, Daily, Devlin, Donaldson, Gould, Harrington, Jensen, Lory, Marks, McBride, Nordtvedt, Pavlovich, Quilici, Roth, Sales, Sivertsen, Smith, Stobie, Wallin, Yardley.

Total 22

Representative O'Hara moved that Senate Amendments to HB 835 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson,



Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Roush, Ryan, Schultz, Shontz, Sivertsen, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Williams, Winslow.

Total 69

Noes: Huennekens, Jacobsen, Robbins, Seifert, Thoft, Zabrocki.

Total 6

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Anderson, Brand, Cozzens, Daily, Devlin, Donaldson, Gould, Jensen, Keedy, Lory, Lund, Marks, McBride, Nordtvedt, Pavlovich, Quilici, Roth, Sales, Smith, Stobie, Wallin, Yardley.

Total 22

Representative Sivertsen moved that Senate Amendments to HJR 52 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Feda, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 73

Noes: Asay, Fagg, Robbins, Switzer.

Total 4

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Anderson, Brand, Cozzens, Daily, Devlin, Donaldson, Gould, Harrington, Keedy, Lund, Marks, McBride, Nordtvedt, Pavlovich, Quilici, Roth, Sales, Smith, Stobie, Yardley.

Total 20

Representative Dussault moved that the Conference Committee Report on SB 325 be adopted. Motion carried by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 80

Noes: None.

Total 0

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Anderson, Brand, Cozzens, Daily, Devlin, Gould, Keedy, Marks, McBride, Moore, Nordtvedt, Pavlovich, Quilici, Roth, Sales, Smith, Stobie.

Total 17

Representative Hannah moved that the Conference Committee Report on HB 212 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 80

Noes: Harp, Jacobsen, Roth.

Total 3

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Brand, Cozzens, Daily, Devlin, Gould, Keedy, Marks, Moore, Nordtvedt, Pavlovich, Sales, Smith, Stobie, Yardley.

Total 14

Representative Brown moved that the Free Conference Committee Report on HB 558 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fedá, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Brand, Daily, Devlin, Fagg, Harrington, Keedy, Marks, Nordtvedt, Pavlovich, Sales, Smith, Stobie.

Total 12

Representative Conroy moved that the Free Conference Committee Report on HB 652 be rejected. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens,

Curtiss, Daily, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Sivertsen, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Brand, Dozier, Dussault, Kemmis, Oberg, Shontz.

Total 6

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Keedy, Lund, Manuel, Moore, Pavlovich, Sales, Stobie.

Total 7

Representative Azzara moved that Senate Amendments to HB 33 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shontz, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Gould.

Total 1

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Bardanouve, Bengtson, Conroy, Hannah, Keedy, Kitselman, Lund, Manuel, Moore, Pavlovich, Sales, Seifert, Sivertsen, Smith, Stobie.

Total 15

Representative Fedá moved that the Governor's Amendments to HB 97 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shontz, Smith, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 76



Noes: Burnett, Curtiss, Daily, O'Hara, Spilker.

Total 5

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Bardanouve, Conroy, Eudaily, Hannah, Keedy, Kemmis, Lund, Manuel, Marks, Moore, Mueller, Pavlovich, Sales, Seifert, Sivertsen, Stobie.

Total 16

Representative Azzara moved that the Governor's Amendments to HB 507 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: Burnett, Curtiss.

Total 2

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Bardanouve, Conroy, Hart, Lund, Manuel, Marks, Moore, O'Hara, Pavlovich, Sales, Seifert, Sivertsen, Stobie.

Total 13

Representative Winslow moved that the Governor's Amendments to HB 702 be not concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Marks, Matsko, McBride, McLane, Meyer, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Zabrocki.

Total 79

Noes: Dozier, Oberg, Yardley.

Total 3

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Azzara, Bardanouve, Conroy, Lund, Manuel, Menahan, Metcalf, Moore, Pavlovich, Sales, Seifert, Sivertsen, Stobie, Waldron, Williams.

Total 15



Representative Donaldson moved that the Governor's Amendments to HB 765 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shontz, Smith, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Hannah, Manning, O'Connell, Pistoria.

Total 4

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Bardanouve, Burnett, Manuel, Sales, Seifert, Sivertsen, Stobie.

Total 7

Representative Moore moved that Senate Amendments to HB 872 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Asay, Azzara, Bengtson, Bergene, Brand, Briggs, Brown, Burnett, Conn, Curtiss, Daily, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Keyser, Kropp, Lory, Lund, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Phillips, Pistoria, Quilici, Roush, Ryan, Shontz, Smith, Switzer, Teague, Thoft, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 70

Noes: Bertelsen, Cozzens, Devlin, Hannah, Kitselman, Marks, Nordtvedt, O'Hara, Roth, Schultz, Spilker, Underdal, Vinger, Yardley.

Total 14

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Anderson, Bardanouve, Bennett, Conroy, Keedy, Kessler, Manuel, Pavlovich, Robbins, Sales, Seifert, Sivertsen, Stobie.

Total 13

That HR 6 be adopted. Representative Brown made a substitute motion that HR 6, second reading copy, be amended as follows:

1. Page 2, line 19.

Following: "67."

Insert: "Agriculture and"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst,

Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Roth, Roush, Ryan, Schultz, Shontz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Hannah, Menahan.

Total 2

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Dozier, Harp, Hart, Jensen, Kitselman, Meyer, Quilici, Robbins, Sales, Seifert, Sivertsen, Smith.

Total 12

And HR 6, as amended, be adopted by the following vote:

Ayes: Abrams, Anderson, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roush, Ryan, Schultz, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: Asay, Brand, Devlin, Huennekens, Manning, Nilson, Roth, Stobie, Underdal, Waldron.

Total 10

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Bardanouve, Dozier, Harp, Lund, Quilici, Sales, Seifert, Smith.

Total 8

That HR 8 be adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Conroy, Dozier, Fagg, Quilici, Sales, Seifert, Smith.

Total 7

Representative Nordtvedt moved that the Governor's Amendments to SB 150 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 78

Noes: Brand, Burnett, Curtiss, Hannah, Harp, Huennekens, Keedy, Marks, Moore, Mueller, Spilker, Winslow.

Total 12

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Asay, Bertelsen, Dozier, Fagg, Quilici, Sales, Smith.

Total 7

Representative Huennekens moved that the Governor's Amendments to SB 460 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Brand, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellison, Ernst, Eudaily, Fabrega, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Briggs, Burnett, Hannah, Marks, Moore, Ryan, Stobie.

Total 7

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Bertelsen, Conroy, Donaldson, Dozier, Fagg, Feda, Sales, Seifert, Smith.

Total 9

Representative Meyer moved that the Free Conference Committee Report on HB 350 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin,



Dussault, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Bennett, Burnett, Cozzens, Hannah.

Total 4

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Donaldson, Dozier, Fagg, Marks, Sales, Smith.

Total 6

Representative Feda moved that the Conference Committee Report on HB 580 be adopted. Motion carried by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Hurwitz, Iverson, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 76

Noes: Anderson, Bennett, Burnett, Dozier, Hart, Jacobsen, Jensen, Keedy, Kemmis, Metcalf, Roth, Roush, Yardley.

Total 13

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Asay, Conroy, Donaldson, Huennekens, Marks, O'Hara, Sales, Smith.

Total 8

Representative Dussault moved that the Free Conference Committee Report on HB 646 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Brown, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Eudaily, Fabrega, Fagg, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Roush, Ryan, Seifert, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki.

Total 75

Noes: Bennett, Burnett, Ernst, Feda, Hannah, Harp, Kropp, Mueller, Nordtvedt, Robbins, Roth, Schultz, Stobie, Wallin, Winslow.



Total 15

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Asay, Briggs, Conroy, Marks, Moore, Sales, Smith.

Total 7

Representative Neuman moved that the Free Conference Committee Report on HB 709 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow.

Total 83

Noes: Brown, Burnett, Keedy, Stobie, Yardley.

Total 5

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Dozier, Hannah, Iverson, Kessler, Marks, Moore, Sales, Smith, Zabrocki.

Total 9

Representative Seifert moved that the Conference Committee Report on SB 286 be adopted. Motion carried by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 87

Noes: Menahan, Yardley.

Total 2

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Anderson, Curtiss, Fagg, Kitselman, Marks, Moore, Sales, Smith.

Total 8

Representative Keedy moved that the Free Conference Committee Report on SB 485 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Marks, Moore, Nordtvedt, Sales, Smith.

Total 5

That the Committee rise and report. (Hemstad, Chairman). Report adopted. (89-4)

### MOTIONS

Representative Conroy moved that the Speaker be authorized to appoint the same representatives to a new Free Conference Committee to confer again on HB 652. Motion carried.

Representative Fabrega moved that the Conference Committee on SB 483 be dissolved and that the Speaker be authorized to appoint a Free Conference Committee on SB 483. Motion carried.

Representative Keedy moved that the Free Conference Committee on HB 71 be dissolved and that the Speaker be authorized to appoint a new Free Conference Committee on HB 71. Motion carried.

Representative Fagg moved that further consideration on HB 233 be passed until the 90th legislative day. Motion carried.

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Senate Amendments to House Bill No. 213 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Jacobsen, Keedy.

Total 2

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Sales, Smith, Williams.

Total 3

Senate Amendments to House Bill No. 835 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shontz, Sivertsen, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Jacobsen, Seifert, Stobie, Thoft, Mr. Speaker.

Total 5

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Keedy, Sales, Smith.

Total 3

Conference Committee Report on Senate Bill No. 325 was adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Bardanouve.

Total 1

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Sales, Smith.

Total 2



Conference Committee Report on House Bill No. 212 was adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Dozier, Jacobsen.

Total 2

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Sales, Smith.

Total 2

Free Conference Committee Report on House Bill No. 558 was adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Bardanouve, Burnett, Hurwitz, Seifert, Stobie.

Total 5

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Sales, Smith.

Total 2

Governor's Amendments to House Bill No. 97 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Neuman,



Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Burnett, Hannah, Jensen, Keedy, Moore, Roth, Seifert.

Total 7

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Azzara, Mueller, Sales, Smith, Williams.

Total 5

Governor's Amendments to House Bill No. 507 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Burnett, Curtiss, Hannah, Harp, Keedy, Moore, Nordtvedt, Seifert, Stobie.

Total 9

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Sales, Smith.

Total 2

Governor's Amendments to House Bill No. 765 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Burnett, Hannah, Huennekens, Moore, O'Connell, Pistoria, Roth, Teague.

Total 8

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Sales, Smith.

Total 2

Senate Amendments to House Bill No. 872 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Switzer, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 83

Noes: Burnett, Cozzens, Hannah, Iverson, Keyser, Nordtvedt, Phillips, Roth, Spilker, Stobie, Underdal, Yardley.

Total 12

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Sales, Smith.

Total 2

Governor's Amendments to Senate Bill No. 150 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shontz, Sivertsen, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 82

Noes: Curtiss, Hannah, Harp, Huennekens, Keedy, Moore, Seifert, Spilker, Stobie, Zabrocki.

Total 10

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Burnett, Hurwitz, Phillips, Sales, Smith.

Total 5

Governor's Amendments to Senate Bill No. 460 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy,

Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Burnett, Hannah, Moore, Ryan, Stobie.

Total 5

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Huennekens, Sales, Smith.

Total 3

Free Conference Committee Report on House Bill No. 350 was adopted for the second time by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Bennett, Burnett, Cozzens, Iverson, Kemmis, Keyser, Moore, Nordtvedt, Oberg, Roth.

Total 10

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Sales, Smith.

Total 2

Conference Committee Report on House Bill No. 580 was adopted by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manuel, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Shontz, Sivertsen, Spilker, Teague, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 74

Noes: Asay, Burnett, Cozzens, Daily, Dussault, Harp, Jacobsen, Jensen, Keedy, Kropp, Manning, Metcalf, Neuman, Nordtvedt, Roth, Schultz, Seifert, Stobie, Switzer, Vincent, Yardley.

Total 21



Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Sales, Smith.

Total 2

Free Conference Committee Report on House Bill No. 646 was adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Shontz, Sivertsen, Spilker, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 74

Noes: Bennett, Briggs, Burnett, Cozzens, Curtiss, Ernst, Hannah, Harp, Kemmis, Kropp, McLane, Mueller, Nordtvedt, Roth, Schultz, Seifert, Stobie, Switzer, Underdal, Winslow.

Total 20

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Hurwitz, Sales, Smith.

Total 3

Free Conference Committee Report on House Bill No. 709 was adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shontz, Sivertsen, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 88

Noes: Keedy, Moore, Nordtvedt, Seifert, Stobie, Thoft, Yardley.

Total 7

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Sales, Smith.

Total 2

Conference Committee Report on Senate Bill No. 286 was adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss,



Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Burnett.

Total 1

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Sales, Smith.

Total 2

Free Conference Committee Report on Senate Bill No. 485 was adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Andreason, Ellerd, Shelden.

Total 3

Absent or not voting: Sales, Smith.

Total 2

### UNFINISHED BUSINESS

The Speaker appointed the following new Free Conference Committee of three to meet with a like committee from the Senate to confer on House Bill No. 500:

Moore, Chairman  
Cozzens  
Conroy

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Bill No. 485:

Anderson, Chairman  
Conn

Keedy

The Speaker appointed the following Conference Committee of three to meet with a like committee from the Senate to confer on the Governor's Amendments to House Bill No. 179:

Donaldson, Chairman  
Hurwitz  
Waldron

The Speaker reappointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on House Bill No. 652:

Iverson, Chairman  
Conroy  
Keyser

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on Senate Bill No. 483:

Fabrega, Chairman  
Nordtvedt  
Williams

The Speaker appointed the following new Free Conference Committee of three to meet with a like committee from the Senate to confer on House Bill No. 71:

Donaldson, Chairman  
Keedy  
Lory

Representative Fagg moved that the House adjourn until 10:00 a.m., April 23, 1981.

Motion carried.

House adjourned at 9:25 p.m.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk



## NINETIETH LEGISLATIVE DAY

Helena, Montana  
April 23, 1981

House Chambers  
Capitol Building

House convened at 10:15 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Andreason, Ellerd, Sales, Shelden, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journals for the Eighty-eighth and Eighty-ninth Legislative Days, find the same to be correct.

SPIPKER, Chairman

### REPORTS OF STANDING COMMITTEES

BILLS (Spilker, Chairman):

4/23/81

Correctly enrolled - HB 9, HB 17, HB 34, HB 38, HB 212, HB 213, HB 215, HB 225, HB 350, HB 367, HB 389, HB 429, HB 474, HB 478, HB 507, HB 510, HB 558, HB 563, HB 580, HB 609, HB 611, HB 646, HB 652, HB 666, HB 676, HB 709, HB 718, HB 775, HB 828, HB 868, HB 871, HB 872, HB 873, HB 874, HB 876, HJR 34, HJR 49, HJR 66, HJR 68, HR 6, HR 8.

Examined by the sponsor (Keedy) and found to be correct - HB 213.

Examined by the sponsor (Vincent) and found to be correct - HB 429.

Examined by the sponsor (Fabrega) and found to be correct - HB 609.

Examined by the sponsor (Harper) and found to be correct - HB 676.

Examined by the sponsor (Nordtvedt) and found to be correct - HB 775.

Examined by the sponsor (Fagg) and found to be correct - HB 828.

Examined by the sponsor (Moore) and found to be correct - HB 872.

Examined by the sponsor (Marks) and found to be correct - HR 6.

Examined by the sponsor (Gould) and found to be correct - HR 8.

Signed by the Speaker at 9:45 p.m., 4/22/81 - HB 27, HB 45, HB 261, HB 286, HB 445, HB 603, HB 692, HB 761, HB 841, HB 847, HJR 46.

Signed by the Speaker at 2:35 p.m., 4/23/81 - HB 429, HB 609, HB 676, HB 828, HJR 68.

Signed by the Speaker at 6:40 p.m., 4/23/81 - HB 213, HB 775, HB 872, HR 6, HR 8.

Signed by the Speaker at 10:10 p.m., 4/23/81 - HB 718.

Delivered to the Governor for his approval at 10:30 a.m., 4/23/81 - HB 18, HB 26, HB 63, HB 161, HB 200, HB 202, HB 209, HB 290, HB 301, HB 336, HB 390, HB 460, HB 488, HB 810, HB 834, HB 838, HB 846, HB 859, HB 861, HB 865.

Delivered to the Governor for his approval at 11:30 a.m., 4/23/81 - HB 27, HB 45, HB 261, HB 286, HB 445, HB 603, HB 692, HB 761, HB 841, HB 847.

Delivered to the Governor for his approval at 4:25 p.m., 4/23/81 - HB 609, HB 676, HB 828.

RULES (Fagg, Chairman):

4/23/81

HR 9, be adopted. Report adopted.

### REPORTS OF SELECT COMMITTEES

FREE CONFERENCE COMMITTEE

ON HOUSE BILL NO. 652

Report No. 3, April 21, 1981

Mr. President and Speaker of the House:



We, your Free Conference Committee on House Bill No. 652, met April 21, 1981, and considered:

Senate Committee on Natural Resources amendments, dated March 26, 1981;

Senate Committee on Natural Resources amendments to the Statement of Intent, dated March 25, 1981; and

Senate Committee of the Whole amendments, dated March 31, 1981.

We recommend that:

The House accede to Senate Committee on Natural Resources amendments no. 1 through 6.

The House accede to Senate Committee on Natural Resources amendments to the Statement of Intent no. 1 through 4.

The House accede to Senate Committee of the Whole amendments no. 1 through 3.

The reference copy of House Bill No. 652 be amended as specified in the clerical instructions.

The Free Conference Committee Report on House Bill No. 652 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Title, line 13.

Strike: "INSTEAD"

Following: "A"

Strike: "STATE"

2. Title, line 17.

Following: "AND"

Strike: "TO REVISE"

Insert: "REVISING"

3. Title, lines 18 and 19.

Following: "75-3-103"

Strike: "AS AMENDED BY INITIATIVE 84"

4. Title, lines 19 and 20.

Following: "75-3-302"

Strike: "AS AMENDED BY INITIATIVE 84"

5. Title, lines 20 and 21.

Following: "75-3-303"

Strike: "AS AMENDED BY INITIATIVE 84"

6. Title, line 21.

Following: "INITIATIVE 84<sub>2</sub>"

Strike: "AND"

7. Title, line 22.

Following: "AN"

Strike: "IMMEDIATE"

Following: "DATE"

Insert: ".,"

8. Page 16, line 21 through line 8 on page 17.

Following: the first "material" on line 21

Strike: remainder of line 21 through line 8 on page 17

Insert: “, high-level radioactive material, byproduct material as defined in 75-3-103(1)(a), or special nuclear material, within the state of Montana. Byproduct material (except large quantity radioactive material) possessed, used, and transported for educational purposes; scientific research and development; medical research, diagnosis, and treatment; geophysical surveying; and similar uses licensed by the United States nuclear regulatory commission or the department are exempt from this section.

(2) Notwithstanding subsection (1) of this section, the disposal in Montana of byproduct material, as defined in 75-3-103(1)(b), produced in Montana, is authorized if done pursuant to a license issued by the United States or by the department.

(3) For purposes of subsection (1) of this section, “radioactive material” means any material, or combination of materials, which spontaneously emits ionizing radiation and for which a specific license is required by the United States or by the department.

(4) For purposes of subsection (1) of this section, disposal of large quantity radioactive material means the disposal from a single shipment, container, or vehicle of a quantity of radioactive material that would exceed the limits specified in 49 C.F.R. 173.389.

(5) For purposes of subsection (1), “high-level radioactive material” means radioactive material consisting of spent nuclear fuel or the highly radioactive waste resulting from the reprocessing of spent nuclear fuel.”

Renumber: subsequent subsections

9. Page 22, line 14.

Following: “SECTION”

Strike: “19”

Insert: “18”

10. Page 22, lines 15 and 16.

Following: “EFFECTIVE”

Strike: “OR SHALL BE REPLACED BY THE PROVISIONS OF INITIATIVE 84”

11. Page 22, lines 21 through 25.

Strike: lines 21 through 25 in their entirety

Insert:

“☐ FOR allowing disposal in Montana of uranium mill tailings as an exception to the ban on disposal of radioactive waste and providing a regulatory system.

☐ AGAINST allowing disposal in Montana of uranium mill tailings as an exception to the ban on disposal of radioactive waste and providing a regulatory system.”

FOR THE HOUSE:

Iverson  
Conroy  
Keyser

FOR THE SENATE:

Keating  
Dover  
Van Valkenburg

### MESSAGES FROM THE GOVERNOR

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives

April 23, 1981

State Capitol  
Helena, Montana 59620

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 542, 568, 620, 851, 854, 863, 864.

Sincerely,

TED SCHWINDEN  
Governor

### MESSAGES FROM THE OTHER HOUSE

House Bill concurred in as amended and with Statement of Intent attached and returned to the House for concurrence in Senate Amendments and Statement of Intent: 4/22/81

House Bill No. 871, introduced by Moore

Senate Joint Resolution passed and transmitted to the House for concurrence: 4/22/81

Senate Joint Resolution No. 36, introduced by Eck, McBride, Berg, et al.

Free Conference Committee Reports adopted: 4/22/81

Free Conference Committee Report on House Bill No. 9

Free Conference Committee Report on House Bill No. 350

Free Conference Committee Report on House Bill No. 558

Free Conference Committee Report No. 1 on House Bill No. 652

Free Conference Committee Report on House Bill No. 709

House Amendments to Senate Bills concurred in: 4/22/81

House Amendments to Senate Bill No. 200, introduced by Lee, Kolstad, Briggs, et al.

House Amendments to Senate Bill No. 283, introduced by Elliott

House Amendments to Senate Bill No. 356, introduced by Blaylock, Fabrega

Conference Committee Reports adopted: 4/22/81

Conference Committee Report on House Bill No. 212

Conference Committee Report on Senate Bill No. 325

Conference Committee Report on House Bill No. 775

House Bill No. 563, introduced by Bardanouve, requiring adoption by an affirmative roll call vote of two-thirds of all the members of the Legislature, was concurred in by the Senate and is returned to the House with the following vote: 4/22/81

### SENATE

YEAS - 31

NAYS - 15

House Bills concurred in and returned to the House: 4/22/81

House Bill No. 474, introduced by Fabrega, B. Brown, Sivertsen

House Bill No. 874, introduced by Roth, Manley, Curtiss, et al.

The Senate, on 4/22/81, acceded to the request of the House of Representatives and dissolved the Free Conference Committee on House Bill No. 500 and appointed a new Free Conference Committee to meet with a like committee from the House to confer on House Bill No. 500.

The President appointed the following members:

Senator Smith, Chairman  
Senator Stephens  
Senator Regan

The Senate, on 4/22/81, acceded to the request of the House of Representatives and dissolved the Free Conference Committee on House Bill No. 652 and appointed a new Free Conference Committee to meet with a like committee from the House to confer on House Bill No. 652.

The President appointed the following members:

Senator Keating, Chairman  
Senator Dover  
Senator Van Valkenburg

The Senate, on 4/22/81, acceded to the request of the House of Representatives and dissolved the Free Conference Committee on House Bill No. 71 and appointed a new Free Conference Committee to meet with a like committee from the House to confer on House Bill No. 71.

The President appointed the following members:

Senator Hammond, Chairman  
Senator Mazurek  
Senator Johnson

House Joint Resolution concurred in as amended and returned to the House for concurrence in Senate Amendments: 4/22/81

House Joint Resolution No. 66, introduced by D. Brown, Ellison, Marks, et al.

Governor's Amendments to House Bills concurred in and returned to the House: 4/22/81

Governor's Amendments to House Bill No. 34, introduced by Ernst, Lund, Brown, et al.

Governor's Amendments to House Bill No. 38, introduced by Stobie

Governor's Amendments to House Bill No. 215, introduced by Keedy

Governor's Amendments to House Bill No. 367, introduced by Dussault, B. Brown, Bengtson, et al.

Governor's Amendments to House Bill No. 389, introduced by Hart

Governor's Amendments to House Bill No. 510, introduced by Lory, Conroy, Seifert

The Senate, on 4/23/81, failed to concur in House Amendments to Senate Bill No. 337 and appointed a Free Conference Committee and requested that the House of Representatives appoint a like committee to confer on House Amendments to Senate Bill No. 337.



The President appointed the following members:

Senator B. Brown, Chairman  
 Senator Hazelbaker  
 Senator Regan

Governor's Amendments to House Bill not concurred in and returned to the House: 4/23/81

Governor's Amendments to House Bill No. 702, introduced by Winslow House Bill No. 478, introduced by Spilker, Healy, Metcalf, requiring adoption by an affirmative roll call vote of two-thirds of all the members of the Legislature, was concurred in by the Senate and is returned to the House with the following vote: 4/23/81

### SENATE

YEAS - 37

NAYS - 12

The Senate, on 4/23/81, requested the return of the following House Bill for further consideration:

House Bill No. 563, introduced by Bardanouve

### **MOTIONS**

Representative Curtiss excused at this time.

Representative Burnett moved that the House of Representatives make a request to the Legislative Council that the question of whether the two-thirds required to override a veto is two-thirds of the total membership or two-thirds of each House be taken before the Supreme Court. Motion failed by the following vote:

Ayes: Anderson, Asay, Bennett, Briggs, Brown, Burnett, Cozzens, Daily, Devlin, Ellison, Ernst, Fagg, Fedra, Gould, Hannah, Harp, Hurwitz, Jacobsen, Kanduch, Keedy, Keyser, Kitselman, Kropp, Lund, McLane, Nordtvedt, O'Hara, Phillips, Roth, Ryan, Schultz, Seifert, Sivertsen, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Wallin.  
 Total 40

Noes: Abrams, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Conn, Conroy, Dozier, Dussault, Eudaily, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jensen, Kemmis, Kennerly, Kessler, Lory, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Pistoria, Quilici, Robbins, Roush, Shontz, Smith, Thoft, Waldron, Williams, Yardley, Zabrocki.  
 Total 50

Excused: Andreason, Curtiss, Ellerd, Sales, Shelden.  
 Total 5

Absent or not voting: Donaldson, Fabrega, Stobie, Winslow, Mr. Speaker.  
 Total 5

Representative Curtiss present at this time.

Representative Kemmis moved that the Third Reading consideration on HB 233 be postponed until Senate action is taken on HB 666. Motion carried. (48-44)

Representative Fagg moved that the rules be suspended to allow the acceptance of SJR 36 from the Senate. Motion carried unanimously.

Representative Fagg moved that the rules be suspended to allow all committee bills read across the rostrum this day to be placed on Second Reading this same day. Motion carried.

Representative Fagg moved that the rules be further suspended to allow all bills passing Second Reading this day to be heard on Third Reading this same day. Motion carried.

### **FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS**

The following Senate bill was introduced, read first time and referred to committee:

SJR 36, introduced by Eck, McBride, Berg, Jacobson, Regan, B. Brown.  
Referred to Committee on Judiciary.

### **SECOND READING OF BILLS (COMMITTEE OF THE WHOLE) #1**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading. Motion carried.

Representative Dussault in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Marks moved that SB 487 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Lund, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 90

Noes: Nordtvedt.  
Total 1

Excused: Andreason, Ellerd, Sales, Shelden.  
Total 4

Absent or not voting: Bardanoue, Hannah, Quilici, Sivertsen, Spilker.  
Total 5

Representative Lund excused at this time.

Representative Curtiss moved that Free Conference Committee Report No. 2 on SB 243 be adopted. Motion carried by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanoue, Bengtson, Bennett, Bergene, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin,

Donaldson, Dozier, Dussault, Ellison, Fabrega, Fagg, Gould, Hanson, Harp, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Ryan, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 78

Noes: Bertelsen, Conroy, Feda, Hannah, Harper, Keyser, Nilson, Nordtvedt, Roth, Roush, Waldron.

Total 11

Excused: Andreason, Ellerd, Lund, Sales, Shelden.

Total 5

Absent or not voting: Anderson, Ernst, Eudaily, Harrington, Manuel, Marks.

Total 6

Representative Moore moved that Senate Amendments to HB 871 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Dozier, Huennekens.

Total 2

Excused: Andreason, Ellerd, Lund, Sales, Shelden.

Total 5

Absent or not voting: Ernst, Feda, Keedy, Keyser, Marks, Meyer, Waldron.

Total 7

Representative Nordtvedt moved that SB 42 and SB 77 be placed at the top of the board. Motion carried.

Representative Nordtvedt moved that Free Conference Committee Report No. 2 on SB 42 be adopted. (86-3)

That the Committee rise and report and beg leave to sit again. (Dussault, Chairman). Representative Dussault moved that the reference to the action taken on Free Conference Committee Report No. 2 on SB 42 be stricken because the report had not yet been read across the rostrum and that, as amended, report be adopted. Motion carried. (85-0)

## REPORTS OF SELECT COMMITTEES

### FREE CONFERENCE COMMITTEE

#### ON SENATE BILL NO. 42

Report No. 2, April 22, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on Senate Bill No. 42, met April 22, 1981, and considered:

House Committee of the Whole amendments to the third reading copy, dated April 4, 1981.

We recommend that:

The House recede from Committee of the Whole amendments no. 1 through 6.

Senate Bill No. 42 be further amended as specified in the clerical instructions.

The reference copy of Senate Bill No. 42 read as specified in the clerical instructions.

The Free Conference Committee Report on Senate Bill No. 42 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Title, line 4.

Following: "INCREASE THE"

Strike: "PENALTY"

Insert: "INTEREST"

2. Title, line 6.

Following: "~~5/6 OF~~"

Insert: "5/6 OF"

Following: "PERCENT PER MONTH"

Insert: "FOR THE FIRST \$3,000 PER TAXPAYER OF EACH YEAR'S DELINQUENT TAXES AND 1 PERCENT PER MONTH FOR EACH YEAR'S DELINQUENT TAXES IN EXCESS OF \$3,000 PER TAXPAYER"

3. Page 1, line 19.

Following: "and"

Insert: ":(i)"

4. Page 1, line 20.

Following: "of ~~5/6 OF~~"

Insert: ":(A) 5/6 of 1% per month from and after such delinquency on the first \$3,000 per taxpayer of each year's tax delinquency; and

(B)"

5. Page 1, line 21.

Following: "delinquency"

Insert: "on each year's tax delinquency in excess of \$3,000 per taxpayer;"

Following: "and"

Insert: "(ii)"

Following: "added to the"

Strike: "amount thereof"

Insert: "delinquent taxes"

6. Page 2, line 1.

Following: "and"

Insert: ":(i)"

7. Page 2, line 2.

Following: "~~5/6 OF~~"



Insert: “: (A)  $\frac{5}{6}$  of 1% per month from and after such delinquency on the first \$3,000 per taxpayer of each year’s tax delinquency; and (B)”

8. Page 2, line 3.

Following: “delinquency”

Insert: “on each year’s tax delinquency in excess of \$3,000 per taxpayer;”

Following: “and”

Insert: “(ii)”

Following: “added to the”

Strike: “amount thereof”

Insert: “delinquent taxes”

9. Page 3, line 14.

Following: “and”

Insert: “: (a)”

10. Page 3, line 15.

Following: “ ~~$\frac{5}{6}$  OF~~”

Insert: “: (i)  $\frac{5}{6}$  of 1% per month from and after such delinquency on the first \$3,000 per taxpayer of each year’s tax delinquency until paid; and

(ii)”

11. Page 3, line 16.

Following: “until paid”

Strike: “,”

Insert: “on each year’s tax delinquency in excess of \$3,000 per taxpayer;”

Following: “and”

Insert: “(b)”

12. Page 3, line 17.

Following: line 16

Strike: “amount thereof”

Insert: “delinquent taxes”

13. Page 3, line 19.

Following: “and”

Insert: “: (a)”

14. Page 3, line 20.

Following: “ ~~$\frac{5}{6}$  OF~~”

Insert: “: (i)  $\frac{5}{6}$  of 1% per month from and after such delinquency on the first \$3,000 per taxpayer of each year’s tax delinquency until paid; and

(ii)”

15. Page 3, line 21.

Following: “until paid”

Strike: “,”

Insert: “on each year’s tax delinquency in excess of \$3,000 per taxpayer;”

Following: “and”

Insert: “(b)”

16. Page 3, line 22.

Following: “the”

Strike: “amount thereof”

Insert: "delinquent taxes"

17. Page 4, line 6.

Following: "5/6 OF"

Insert: "5/6 of"

Following: "month"

Insert: "on the first \$3,000 per taxpayer of each year's delinquent taxes and 1% per month on each year's delinquent taxes in excess of \$3,000 per taxpayer"

FOR THE HOUSE:

Nordtvedt  
Bardanoue  
Burnett

FOR THE SENATE:

McCallum  
S. Brown  
Norman

CONFERENCE COMMITTEE  
ON HOUSE AMENDMENTS TO SENATE BILL NO. 77  
Report No. 1, April 22, 1981

Mr. President and Speaker of the House:

We, your Conference Committee on Senate Bill No. 77, met April 22, 1981, and considered:

House Committee on Taxation amendments to the third reading copy, dated April 10, 1981.

We recommend that:

The House recede from Committee amendments no. 1 and 2.

The reference copy of Senate Bill No. 77 read as specified in the clerical instructions.

The Conference Committee Report on Senate Bill No. 77 be adopted.

CLERICAL INSTRUCTIONS:

1. Title, lines 6 and 7.

Following: "EXTEND"

Strike: "UNTIL JUNE 30, 1983,"

2. Page 1, line 22.

Following: "~~no~~"

Strike: "(1)"

3. Page 2.

Strike: line 1 in its entirety

FOR THE HOUSE:

Nordtvedt  
Fabrega  
Williams

FOR THE SENATE:

Himsl  
Olson  
Van Valkenburg

CONFERENCE COMMITTEE  
ON SENATE BILL NO. 129  
Report No. 1, April 22, 1981

Mr. President and Speaker of the House:

We, your Conference Committee on Senate Bill No. 129, met April 22, 1981, and considered:

House Committee on Business and Industry amendments to the third reading copy, dated March 25, 1981.

We recommend that:

The House recede from Committee amendments no. 1 through 4 and 6 through 10.

The Senate accede to Committee amendment no. 5.

Senate Bill No. 129 be further amended as specified in clerical instructions no. 5 through 8.

The reference copy of Senate Bill No. 129 read as specified in the clerical instructions.

The Conference Committee Report on Senate Bill No. 129 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Page 7, line 3 through line 24 on page 9.

Strike: section 4 in its entirety

Renumber: subsequent sections

2. Page 10, line 25 through line 25 on page 13.

Strike: sections 6 through 11 in their entirety

Renumber: subsequent sections

3. Page 14, line 12 through line 9 on page 17.

Strike: section 13 in its entirety

Renumber: subsequent sections

4. Page 18, line 18 through line 16 on page 21.

Strike: sections 15 through 20 in their entirety

Renumber: subsequent sections

5. Page 21, line 23 through line 7 on page 22.

Strike: section 22 in its entirety

Renumber: subsequent sections

6. Page 5, line 24.

Following: "~~or~~"

Strike: "after reducing"

Insert: "during his employment notwithstanding any reduction of"

7. Page 14, line 7.

Following: "~~or~~"

Strike: "after reducing"

Insert: "during his employment notwithstanding any reduction of"

8. Page 21.

Following: line 16

Insert: "NEW SECTION. Section 7. Preexisting conditions. The converted policy may not exclude, as a preexisting condition, any conditions covered by the group contract.

NEW SECTION. Section 8. Insured's family — conversion entitlement. Subject to the conditions set forth in this section, the conversion privilege is also available:

(1) to the surviving spouse, if any, at the death of the employee or member, with respect to the spouse and such children whose coverage under the group policy terminates by reason of such death, otherwise to each surviving child whose coverage under the group policy terminates by reason of such death, or if the group policy provides for continuation of dependent's coverage following the employee's or member's death, at the end of such continuation;

(2) to the spouse of the employee or member upon termination of coverage of the spouse, by reason of ceasing to be a qualified family member under the group policy, while the employee or member remains under the group policy, including such children whose coverage under the group policy terminates at the same time; or

(3) to a child solely with respect to himself upon termination of his coverage by reason of ceasing to be a qualified family member under the group policy, if a conversion privilege is not otherwise provided above with respect to such termination.

NEW SECTION. Section 9. Applicability. Notwithstanding any provision of Title 33 or other law to the contrary, it shall be lawful for an insurer and insured to agree to any terms in an insurance contract that provides more favorable terms for the benefit of the insured than authorized in Title 33 or other provisions of law.

NEW SECTION. Section 10. Codification instruction. Sections 3 through 9 shall apply only to disability insurers and health service corporations."

Renumber: subsequent sections

FOR THE HOUSE:

Jensen  
Pavlovich  
Wallin

FOR THE SENATE:

Hager  
Norman  
Turnage

## SECOND READING OF BILLS (COMMITTEE OF THE WHOLE) #2

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative Dussault in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Nordtvedt moved that Free Conference Committee Report No. 2 on SB 42 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 83

Noes: Cozzens, Nordtvedt, Roth, Teague.  
Total 4

Excused: Andreason, Ellerd, Lund, Sales, Shelden.  
Total 5



Absent or not voting: Bengtson, Ernst, Fagg, Hemstad, Marks, Moore, Pavlovich, Sivertsen.

Total 8

Representative Fabrega moved that the Conference Committee Report on SB 77 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Eudaily, Fabrega, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Andreason, Ellerd, Lund, Sales, Shelden.

Total 5

Absent or not voting: Bardanouve, Bengtson, Ernst, Fagg, Kropp, Marks, Nordtvedt, Sivertsen.

Total 8

Representative Nordtvedt moved that SB 126 be placed at the top of the board. Motion carried.

Representative Nordtvedt moved that SB 126, third reading copy, be amended as follows:

1. Statement of Intent, page 1, lines 22 through 26.

Strike: these lines in their entirety

2. Title, line 5.

Following: "MACHINERY,"

Strike: "AUTOMOBILES,"

3. Page 4, line 9.

Following: "all"

Strike: "automobiles,"

4. Page 4, line 10.

Following: "trucks,"

Strike: "and other power-driven cars"

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert,

Shontz, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 89

Noes: None.  
Total 0

Excused: Andreason, Ellerd, Lund, Sales, Shelden.  
Total 5

Absent or not voting: Briggs, Curtiss, Donaldson, Keedy, Marks, Sivertsen.  
Total 6

Representative Nordtvedt moved that SB 126 be placed below SB 240.  
Motion carried.

Representative Hannah moved that the Free Conference Committee Report on SB 240 be adopted. Motion carried by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 85

Noes: Bennett.  
Total 1

Excused: Andreason, Ellerd, Lund, Sales, Shelden.  
Total 5

Absent or not voting: Anderson, Burnett, Cozzens, Dozier, Keedy, Marks, Nordtvedt, Pavlovich, Waldron.  
Total 9

Representative Jensen moved that the Conference Committee Report on SB 129 be adopted. Motion carried by the following vote:

Ayes: Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Daily, Devlin, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.  
Total 82

Noes: None.  
Total 0

Excused: Andreason, Ellerd, Lund, Sales, Shelden.

Total 5

Absent or not voting: Abrams, Anderson, Burnett, Cozzens, Curtiss, Donaldson, Fagg, Hemstad, Marks, Moore, Oberg, Smith, Waldron.  
Total 13

Representative Nordtvedt moved that SB 126, third reading copy, be further amended as follows:

1. Pages 1 through 6.

Strike: all House Taxation Committee amendments

Amendment passed by the following vote:

Ayes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Andreason, Ellerd, Lund, Sales, Shelden.

Total 5

Absent or not voting: Anderson, Curtiss, Fagg, Kitselman, Marks, Moore, Oberg, Smith, Waldron.

Total 9

Representative Hurwitz excused at this time.

Representative Nordtvedt moved that SB 126, as amended, be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dozier, Dussault, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Meyer, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Smith, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: Azzara, Daily, Harper, Menahan, Metcalf, Oberg, Pavlovich, Quilici, Spilker, Waldron.

Total 10

Paired: Ellerd, Aye; Spilker, No.

Excused: Andreason, Hurwitz, Lund, Sales, Shelden.

Total 5

Absent or not voting: Bennett, Gould, Keedy, Kemmis, Marks, Moore.



Total 6

Representative Hurwitz present at this time.

Representative Pistoria moved that HR 9, second reading copy, be amended. Amendment failed by the following vote:

Ayes: Bergene, Brown, Curtiss, Daily, Dozier, Dussault, Gould, Harper, Hart, Hemstad, Huennekens, Jacobsen, Kanduch, Kennerly, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Shontz, Sivertsen, Smith, Teague, Thoft, Williams, Zabrocki.

Total 35

Noes: Abrams, Asay, Azzara, Bardanouve, Bengtson, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Devlin, Donaldson, Ernst, Eudaily, Fabrega, Fagg, Fedra, Hannah, Harp, Harrington, Hurwitz, Iverson, Keedy, Kemmis, Kessler, Keyser, Kitselman, Lory, Marks, McLane, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Roth, Ryan, Spilker, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley.

Total 50

Excused: Andreason, Ellerd, Lund, Sales, Shelden.

Total 5

Absent or not voting: Anderson, Bennett, Ellison, Hanson, Holliday, Jensen, Kropp, Nilson, Schultz, Seifert.

Total 10

That HR 9 be adopted. Motion failed by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Brand, Briggs, Burnett, Cozzens, Dussault, Fabrega, Fagg, Hannah, Harrington, Hurwitz, Jacobsen, Kanduch, Keedy, Kemmis, Kessler, Kitselman, Manning, Marks, Matsko, McBride, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Roth, Spilker, Underdal, Vincent, Waldron, Wallin, Winslow, Yardley.

Total 36

Noes: Asay, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Ernst, Eudaily, Fedra, Gould, Harp, Harper, Hart, Hemstad, Huennekens, Iverson, Keyser, Kropp, Lory, Manuel, McLane, Menahan, Metcalf, Meyer, Moore, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Seifert, Shontz, Sivertsen, Smith, Stobie, Switzer, Teague, Thoft, Vinger, Williams, Zabrocki.

Total 51

Excused: Andreason, Ellerd, Lund, Sales, Shelden.

Total 5

Absent or not voting: Anderson, Ellison, Hanson, Holliday, Jensen, Kennerly, Nilson, Schultz.

Total 8

That HR 9 be rejected by the following vote:

Ayes: Abrams, Anderson, Asay, Bengtson, Bennett, Bergene, Bertelsen, Brown, Conn, Conroy, Curtiss, Daily, Devlin, Donaldson, Dozier, Ernst, Eudaily, Fabrega, Fedra, Gould, Harp, Harper, Hart, Hemstad, Huennekens, Hurwitz, Iverson, Kennerly, Keyser, Kropp, Lory, Manning, Manuel, McLane, Metcalf, Meyer, Moore, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz,



Sivertsen, Smith, Stobie, Switzer, Teague, Thoft, Vinger, Williams, Zabrocki.

Total 58

Noes: Azzara, Bardanouve, Brand, Briggs, Burnett, Cozzens, Dussault, Fagg, Hannah, Harrington, Jacobsen, Kanduch, Keedy, Kemmis, Kessler, Kitselman, Marks, Matsko, McBride, Mueller, Neuman, Nordtvedt, Oberg, Spilker, Underdal, Vincent, Waldron, Wallin, Winslow, Yardley.

Total 30

Excused: Andreason, Ellerd, Lund, Sales, Shelden.

Total 5

Absent or not voting: Ellison, Hanson, Holliday, Jensen, Menahan, Nilson, O'Hara.

Total 7

That the Committee rise and report and beg leave to sit again. (Dussault, Chairman). Report adopted. (79-10)

### MESSAGES FROM THE OTHER HOUSE

The Senate, on 4/23/81, requested the return of the following House Bill for further consideration:

House Bill No. 873, introduced by Menahan, Haffey, Kanduch, et al.

The Senate, on 4/23/81, dissolved the new Conference Committee on Senate Bill No. 483 and appointed a Free Conference Committee to meet with a like committee from the House to confer on Senate Bill No. 483.

The President reappointed the following members:

Senator B. Brown, Chairman  
 Senator Norman  
 Senator Turnage

Governor's Amendments to House Bill not concurred in and returned to the House: 4/23/81

Governor's Amendments to House Bill No. 403, introduced by Keedy

Conference Committee Reports adopted: 4/23/81

Conference Committee Report on House Bill No. 17

Conference Committee Report on Senate Bill No. 77

Conference Committee Report on Senate Bill No. 129

Conference Committee Report on Senate Bill No. 286

Conference Committee Report on House Bill No. 580

House Bill not concurred in and returned to the House: 4/23/81

House Bill No. 499, introduced by Oberg

Free Conference Committee Reports adopted: 4/23/81

Free Conference Committee Report on Senate Bill No. 42

Free Conference Committee Report on Senate Bill No. 240

Free Conference Committee Report on Senate Bill No. 243

Free Conference Committee Report on Senate Bill No. 483

Free Conference Committee Report on Senate Bill No. 485

Free Conference Committee Report on House Bill No. 500

Free Conference Committee Report on House Bill No. 611

Free Conference Committee Report on House Bill No. 646

Free Conference Committee Report No. 2 on House Bill No. 652

House Bills and House Joint Resolution concurred in and returned to the House: 4/23/81

House Bill No. 873, introduced by Menahan, Moore, Keyser, Haffey, et al.

House Bill No. 876, introduced by Lund, Moore

House Joint Resolution No. 49, introduced by Vincent, Eudaily, Keedy, Seifert

House Bill No. 563, introduced by Bardanouve, requiring adoption by an affirmative roll call vote of two-thirds of all the members of the Legislature, was concurred in by the Senate and is returned to the House with the following vote: 4/23/81

#### SENATE

YEAS - 40

NAYS - 9

House Amendments to Senate Bills concurred in: 4/23/81

House Amendments to Senate Bill No. 126, introduced by Severson, Himsl, McCallum, et al.

House Amendments to Senate Bill No. 355, introduced by Fabrega, Blaylock

Governor's Amendments to House Bills concurred in and returned to the House: 4/23/81

Governor's Amendments to House Bill No. 97, introduced by Feda

Governor's Amendments to House Bill No. 372, introduced by Sales

Governor's Amendments to House Bill No. 507, introduced by Azzara, Bergene, Kemmis, et al.

Governor's Amendments to House Bill No. 765, introduced by Donaldson, Kropp, Shontz, et al.

#### **MOTIONS**

Representative Fagg moved that HB 873 be returned to the Senate as requested. Motion carried.

Representative Fagg moved that the House stand in recess until 1:45 p.m. Motion carried.

House recessed at 12:32 p.m.

House reconvened at 1:45 p.m.

Representative Fagg moved that HB 563 be taken from enrolling and returned to the Senate. Motion carried.

**REPORTS OF STANDING COMMITTEES**

JUDICIARY (Keyser, Chairman):

4/23/81

SJR 36, be concurred in. Report adopted.

**REPORTS OF SELECT COMMITTEES****CONFERENCE COMMITTEE****ON SENATE AMENDMENTS TO HOUSE BILL NO. 17**

Report No. 1, April 23, 1981

Mr. President and Speaker of the House:

We, your Conference Committee on House Bill No. 17, met April 23, 1981, and considered:

Senate Standing Committee on Taxation amendments to the third reading copy, dated March 26, 1981.

We recommend that:

The House accede to Senate Standing Committee amendments no. 1, 2, 4, and 5.

The Senate recede from Committee amendment no. 3.

The reference copy of House Bill No. 17 read as specified in the clerical instructions.

The Conference Committee Report on House Bill No. 17 be adopted.

**CLERICAL INSTRUCTIONS:**

1. Page 1, line 15 through line 20 on page 4.

Strike: sections 1 and 2 in their entirety

Renumber: subsequent sections

**FOR THE HOUSE:****FOR THE SENATE:**

Nordtvedt

Burnett

Neuman

Elliott

Crippen

S. Brown

**FREE CONFERENCE COMMITTEE****ON HOUSE AMENDMENTS TO SENATE BILL NO. 483**

Report No. 2, April 23, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on Senate Bill No. 483, met April 23, 1981, and considered:

House Committee on Taxation amendments to the third reading copy, dated April 2, 1981; and

House Committee of the Whole amendments to the third reading copy, dated April 6, 1981.

We recommend that:

The Senate accede to Standing Committee amendments no. 1 through 12, 14, and 15.

The House recede from Standing Committee amendment no. 13.

The House recede from Committee of the Whole amendments no. 1 and 2.

Senate Bill No. 483 be further amended as specified in clerical instruction no. 3.

The reference copy of Senate Bill No. 483 read as specified in the clerical instructions.

The Free Conference Committee Report on Senate Bill No. 483 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Page 10, lines 21 and 22.

Following: "him"

Strike: "EACH YEAR THAT A CHANGE IN CLASSIFICATION OR APPRAISED VALUE OCCURS"

2. Page 12, lines 9 through 16.

Following: "courts."

Strike: all underlined language

3. Page 10, line 23.

Following: ~~"thereon."~~

Insert: "For all notices mailed to taxpayers prior to January 1, 1986, the notice shall contain a statement to the effect that a taxpayer who receives a taxable valuation on his residential, commercial, or industrial real property and improvements in excess of 5% of what the taxpayer believes to be the current market value may wish to consider appealing the market value, as determined by the department, to the county tax appeal board. The statement should make it clear to the taxpayer that there is no guarantee of success on appeal because the 5% figure is exceeded and that each appeal is considered on a case-by-case basis."

#### FOR THE HOUSE:

Fabrega  
Nordtvedt  
Williams

#### FOR THE SENATE:

B. Brown  
Norman  
Turnage

#### FREE CONFERENCE COMMITTEE ON HOUSE BILL NO. 500 Report No. 2, April 23, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on House Bill No. 500, met April 22 and 23, 1981.

We recommend that:

The reference copy of House Bill No. 500 read as specified in the clerical instructions.

The Free Conference Committee Report on House Bill No. 500 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Page 2.

Following: line 22

Insert: "(2) A budget amendment may be approved to spend money in the earmarked revenue fund only if the approving authority certifies that an emergency justifies the expenditure."

Page 3, line 2.



Following: "(3)"

Strike: "(2)"

Insert: "(3)"

2. Page 4, line 24.

Following: "CONGRESS"

Insert: "enacted subsequent to April 1, 1981, and specifically designated as a block grant"

3. Page 7, line 6.

Following: line 5

Insert: "Section 16. Coal tax trust income. Interest income from the coal tax constitutional trust fund established under Article IX, section 5 of the Montana Constitution is hereby appropriated to the general fund for use during the biennium ending June 30, 1983. The portion of the general fund which represents this appropriation is appropriated to the school foundation program in HB 611 (\$16,000,000), the long-range building bond proceeds and insurance clearance account in HB 666 or the highway earmarked revenue account (\$16,469,324), and to the department of commerce in HB 500, items 4, 5, 6, and 8 (\$1,580,676)."

Renumber: subsequent sections

4. Page 8, line 1.

Strike: "1,879,829"

Insert: "1,905,829"

Page 8, line 7.

Strike: "\$331,710"

Insert: "\$347,710"

5. Page 8, line 5.

Following: "commission,"

Insert: "coal tax oversight subcommittee,"

6. Page 8.

Following: line 8

Insert: "The 1982 appropriation for the legislative council contains \$6,000 in general fund for the coal tax oversight subcommittee. This biennial appropriation is contingent upon passage of SB 487."

7. Page 8, line 16.

Strike: "1,024,592      1,015,135"

Insert: "990,113      980,656"

8. Page 9, line 11.

Strike: "3,035,275    227,543    3,233,482    349,762"

Insert: "3,000,796    227,543    3,199,003    349,762"

9. Page 10, line 2.

Strike: "83,248      89,568"

Insert: "59,378      65,698"

10. Page 10.

Following: line 14

Insert: "12. Contingency - Vacancy Savings    1,600,000"

11. Page 10, line 16.

Strike: "2,074,534    150,000    2,029,373    100,000"

Insert: "3,650,664    150,000    2,005,503    100,000"

12. Page 10.

Following: line 21

Insert: "Item 12, a biennial appropriation, is solely for instructional faculty salaries in the six college and university units and shall only be expended if vacancy savings are not realized. As a further condition precedent to the expenditure of this item 12 appropriation, any of the said agencies requesting any portion of said appropriation shall submit a verified request therefore which request shall be verified by the president of the requesting agency and supported by evidence itemized and detailed establishing, to the satisfaction of the governor, that the requesting agency is entitled to a portion of said funds. The request and supporting documentation must be submitted by March 15 of each fiscal year and shall be subject to the conditions herein set forth. The governor shall respond with his decision by April 15 of each fiscal year.

The above agencies shall, by July 1 of each fiscal year, submit for the current unrestricted subfund a detailed list of all FTE, faculty positions, each individual salary and total budgeted benefits. The list shall equal total compensation at 100% excluding critical area faculty salary adjustment funds appropriated in this act for personal services. This total compensation figure may not from any individual agency be 3.6% greater than the operating budget for personal services for such agency. The list shall have at least these sections. Section 1 shall detail the positions which are eligible for the contingency vacancy savings appropriation. Any salary increases granted after this list is submitted will not be reimbursed from the vacancy savings fund. Section 2 shall detail all other staff. Section 3 shall detail by position the allocation of the critical area faculty salary adjustment funds.

In the event any such request is submitted and the governor shall find that the requesting agency has satisfied all the requirements and conditions herein set forth, the governor may issue his approval for expenditure of the said contingency-vacancy funds.

If the governor should determine, in his discretion, that any requesting agency has not satisfied the conditions of item 12 relating to a request for a portion of this appropriation, he may deny such request and such denial shall constitute final agency action."

13. Page 12, line 25.

Strike: "7,939,873   8,286,861   7,504,634   8,465,477"  
 Insert: "7,826,540   8,213,221   7,428,170   8,391,837"

14. Page 14, line 1.

Strike: "46,000"  
 Insert: "42,000"

15. Page 14.

Following: line 1  
 Insert:

"12. a. SB 466	-0-	3,750	-0-	-0
b. HB 364	5,000	-0-	5,000	-0
c. HB 389	-0-	5,000	-0-	5,000"

16. Page 14, line 5.

Strike: "8,755,482   8,314,074   8,316,644   8,470,477"  
 Insert: "8,643,149   8,249,184   8,245,180   8,401,837"

17. Page 15.

Following: line 7

Insert: "Amounts in item 12 are contingent upon passage of the noted bills."

18. Page 17, line 22.

Strike: "FOR ALL OPERATIONAL SYSTEMS"

Page 17, line 23.

Strike: "ties directly to the 1985 biennium budget request"

Insert: "is detailed by year, project phase, and fund"

19. Page 19, line 18.

Strike: "12,340,311      12,490,050"

Insert: "12,340,311      12,490,050"

Page 19.

Following: line 25

Insert: "5. SB 50    40,000    -0-    10,000    -0-"

Page 20, line 2.

Strike: "12,579,529    12,764,153"

Insert: "12,619,529    12,774,153"

Page 21.

Following: line 19

Insert: "Item 5 is contingent upon passage of SB 50."

20. Page 21, line 23.

Strike: "4,258,015    14,147,280    4,289,068    14,384,282"

Insert: "4,231,557    14,120,573    4,260,356    14,354,970"

21. Page 22, line 15.

Strike: "500,000      500,000"

Insert: "375,000      375,000"

22. Page 22.

Strike: lines 16 and 17 in their entirety

Page 22, line 18.

Strike: "11."

Insert: "10."

Page 22, line 21.

Strike: "12."

Insert: "11."

23. Page 22.

Following: line 23

Insert: "12. General Services - Additional Buildings

-0-      200,845      -0-      205,500"

24. Page 22.

Following: line 23

Insert: "13. Rent - Transferred Divisions

26,458      26,707      28,712      29,312"

25. Page 23, line 1.

Strike: "5,084,515      5,053,068"

Insert: "4,959,515      4,928,068"

26. Page 23, line 2.

Strike: "19,338,142      19,346,972"

Insert: "19,508,954      19,524,029"

27. Page 24, line 25.

Strike: "ITEM 9 PROVIDES FOR EMERGENCY FUNDING OF THE DISTRICT"

Page 25, line 1.

Strike: "COURTS, AS DEFINED IN HB 300."

Page 24.

Following: line 24

Insert: "Item 9 provides for emergency funding of the district courts in those instances when a court incurs extraordinary expenses due to an extended criminal case or state government-related suits in Lewis and Clark County. These funds shall not be used for usual court operations or additional social service programs.

Emergency funds to Lewis and Clark County for state government-related suits will not exceed 10% above the revenue collected through the 6-mill levy."

28. Page 25.

Following: line 5

Insert: "Item 10 is contingent upon passage of HB 372.

Item 11 is contingent upon passage of HB 674.

Item 12 is contingent upon the purchase of additional buildings, as referred to in HB 666, and the assumption of related maintenance duties by the department. The amount of funds spent shall be prorated based on the remaining portion of the fiscal year."

29. Page 25.

Following: line 5

Insert: "Item 13 contains the spending authority necessary to fund the lease agreement and other related costs for those divisions located in the building at 1424 Ninth Avenue. When this building is purchased by the state and maintenance responsibilities are assumed, all of the remaining funds in item 13, except for the prorated remaining portion of the annual charge of \$3.02 per square foot in fiscal 1982 and \$3.09 per square foot in fiscal 1983 that the department of administration shall charge for rent and repair expenses, shall revert."

30. Page 25.

Following: line 5

Insert: "The accountant added in item 11 is for this biennium only."

31. Page 26, line 2.

Strike: "38,755,374      38,974,095"

Insert: "40,125,692      38,729,282"

Page 26, line 3.

Strike: "237,424,001      242,898,886"

Insert: "237,529,923      243,007,303"

32. Page 26.

Following: line 14

Insert: "3. Subdivisions Bureau    -0-    79,856    -0-    79,856"

Page 26, line 16.

Strike: "17,342,157      18,094,644"

Insert: "17,422,013      18,174,500"

Page 26.

Following: line 16



Insert: "In item 3 \$39,928 each year is contingent upon legislative approval of the governor's amendment to HB 179."

33. Page 27, line 13.

Strike: "15,331,458"

Insert: "15,435,596"

34. Page 27, line 15.

Strike: "806,399                      768,886"

Insert: "906,149                      861,886"

35. Page 27, line 16.

Strike: "4,953,432"

Insert: "5,369,986"

36. Page 27, line 20.

Strike: "1,616,834    1,606,734    22,055,080"

Insert: "1,716,584    1,699,734    22,575,772"

37. Page 27.

Following: line 23

Insert: "No funds may be used for a women's bureau."

38. Page 28.

Following: line 20

Insert: "7. HB 258    53,865    100,035    53,865    100,035"

Page 28, line 22.

Strike: "24,512,691    25,379,598"

Insert: "24,612,726    25,479,633"

Page 28, line 23.

Strike: "82,289,835    31,813,553"

Insert: "82,343,700    31,867,418"

39. Page 30.

Following: line 8

Insert: "The department shall monitor and assess the activities of the area agencies on aging for implementation of the department-approved area plans for aging services and shall report to the legislative finance committee, no later than 60 days prior to the beginning of the 48th legislative session, the extent to which the area agencies have complied with the area plans and the extent to which the area agencies have cooperated with the local government funding sources."

40. Page 32.

Following: line 5

Insert: "The funding of item 7 is contingent upon passage and approval of HB 258."

41. Page 32.

Following: line 5

Insert: "The day-care rate per day for homes is not to exceed \$6.00 in fiscal 1982 and \$6.50 in fiscal 1983. The rate per day is not to exceed \$7.00 in fiscal 1982 and \$7.50 in fiscal 1983 for day-care centers."

42. Page 32, line 13.

Strike: "87,013,588    63,329,748    36,545,291    65,529,322"

Insert: "87,167,203    63,509,639    36,692,156    66,229,905"

43. Page 35, line 4.

Strike:	"237,906	253,460"
Insert:	"254,775	269,329"

44. Page 35, line 18.

Strike:	"20,346	21,787"
Insert:	"21,979	23,420"

45. Page 35, line 21.

Strike:	"12,415	13,090"
Insert:	"13,220	13,895"

46. Page 35, line 24.

Strike:	"95,640	99,626"
Insert:	"97,550	101,536"

47. Page 36, line 2.

Strike:	"29,863	31,916"
Insert:	"31,231	33,284"

48. Page 36, line 8.

Strike:	"5,138	5,424"
Insert:	"5,238	5,524"

49. Page 36, line 14.

Strike:	"3,724	4,036"
Insert:	"5,321	5,633"

50. Page 36, line 17.

Strike:	"68,830	72,701"
Insert:	"72,367	77,488"

51. Page 36, line 20.

Strike:	"12,236	13,125"
Insert:	"13,886	14,975"

52. Page 36, line 23.

Strike:	"136,889	141,562"
Insert:	"141,249	145,922"

53. Page 37, line 10.

Strike:	"80,753	84,239"
Insert:	"83,173	86,659"

54. Page 37, line 13.

Strike:	"62,040	63,976"
Insert:	"62,565	64,501"

55. Page 37, line 25.

Strike:	"18,367	19,537"
Insert:	"18,667	19,837"

56. Page 38, line 3.

Strike:	"18,258	19,306"
Insert:	"18,333	19,381"

57. Page 38, line 6.

Strike:	"9,873	11,249"
Insert:	"11,301	12,677"

58. Page 38, line 15.

Strike:	"6,291	6,804"
Insert:	"6,791	7,304"

59. Page 38, line 18.

Strike: "7,092                      7,631"  
 Insert: "7,342                      7,881"

60. Page 38, line 21.

Strike: "8,151                      8,635"  
 Insert: "8,901                      9,385"

61. Page 39, line 2.

Strike: "4,673                      4,978"  
 Insert: "4,973                      5,278"

62. Page 39, line 5.

Strike: "23,135,839      23,097,016"  
 Insert: "23,176,216      23,137,843"

63. Page 40, lines 6 through 9.

Strike: lines 6 through 9 in their entirety

64. Page 40.

Following: line 9

Insert: "Those divisions and bureaus of the department of commerce that are moved from private to state-owned office space shall revert the resulting savings in rent, utilities, taxes, and other expenses."

65. Page 43, line 6.

Strike: line 6 in its entirety  
 Insert: "176,000    60,259    175,000    47,991"

66. Page 43, lines 11 and 12.

Strike: lines 11 and 12 in their entirety  
 Insert: "913,169    8,254,396    892,917    8,657,192"

67. Page 44, line 24.

Strike: "201,353                      202,377"  
 Insert: "441,953                      477,377"

68. Page 45, line 8.

Strike: "425,945                      430,225"  
 Insert: "329,975                      350,105"

69. Page 45, lines 13 and 14.

Strike: lines 13 and 14 in their entirety  
 Insert: "6,398,331    12,188,756    6,340,248    12,133,308"

70. Page 46, line 25.

Strike: line 25 in its entirety

71. Page 47, line 1.

Strike: line 1 in its entirety

72. Page 47, line 4.

Strike: "55,505                      47,510"  
 Insert: "19,310                      19,310"

73. Page 47, lines 10 and 11.

Strike: lines 10 and 11 in their entirety

74. Page 47, line 15.

Strike: line 15 in its entirety  
 Insert: "12,922,392    65,345,376    12,835,003    65,941,548"

75. Page 47, line 24.

Strike: "248,157                      246,713"  
 Insert: "237,041                      235,510"

Page 47, line 26.

Strike: "194,600 1,364,785 204,235 1,310,907"

Insert: "194,239 1,348,521 203,871 1,294,514"

Page 48, line 3.

Strike: "3,608,423 3,722,557"

Insert: "3,297,327 3,423,996"

Page 48, line 6.

Strike: "831,726 835,090"

Insert: "797,596 800,690"

Page 48, line 8.

Strike: "541,026 546,162"

Insert: "535,536 540,629"

Page 48, line 10.

Strike: "3,963,494 4,358,850"

Insert: "3,957,049 4,352,354"

Page 48.

Following: line 12

Insert: "7. Building Space

76,713 21,754 77,318 21,926"

76. Page 48.

Following: line 12

Insert: "8. Women's Correctional Facility

\$840,000 -0- -0- -0-"

77. Page 48, line 16.

Strike: "8,846,400 9,383,590"

Insert: "9,399,965 9,109,884"

78. Page 49, line 4.

Strike: "#3"

Insert: "8"

79. Page 49.

Following: line 5

Insert: "Item 7 contains spending authority necessary to fund the lease agreement and other related costs for the central offices of the department of institutions. When this building is purchased by the state, all appropriated funds in item 7 except \$3.02 per square foot in fiscal 1982 and \$3.09 per square foot in fiscal 1983 in proportion to the time period remaining each fiscal year shall revert."

80. Page 49.

Following: line 5

Insert: "Item 8 and the amount appropriated in HB 666 for Spruce cottage is for the purpose of obtaining, through use of a state facility, or lease or purchase of a private facility, and the necessary renovation of such facility to house 20 female offenders. This appropriation also includes the operating budget for such facility.

The director of the department of institutions shall attempt to find a suitable facility for the housing of female offenders prior to the special session of the legislature or February 1982, whichever comes first. If such facility is found, the office of budget and program planning and the legislative finance committee shall approve of the site and the facility.



The department shall give an estimate of the biennium cost for the operation of such facility to the legislative finance committee and the office of budget and program planning. If the operational costs will exceed the appropriation in item 8 plus any pay plan funds allocated for the biennium, the department, with concurrence of the legislative finance committee, shall request an appropriation to cover the excess cost from the special session of the legislature or the 1983 legislative session in the event there is no special session.

If a facility cannot be secured by the beginning of the special session, the department of institutions shall present to the special session of the legislature for its consideration a complete detailed proposal for the site, facility, and total cost of housing 20 female offenders for the remainder of the 1983 biennium."

81. Page 53, line 9.

Strike:	"105,242	107,106"
Insert:	"100,242	102,106"

Page 53, line 13.

Strike:	"107,242	107,106"
Insert:	"102,242	102,106"

82. Page 53, line 15.

Following: "appropriations"

Insert: "or budget amendments from unanticipated funds"

83. Page 53, line 22.

Strike:	"1,843,892	1,848,118"
Insert:	"1,653,652	1,653,996"

84. Page 55.

Following: line 5

Insert:	"Corrections Division	22,401	25,090"
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85. Page 55, line 9.

Strike:	"48,769,024	49,673,053"
Insert:	"49,317,589	49,394,347"

86. Page 60, line 4.

Strike:	"1,683,647	3,220,444	1,708,467	3,293,951"
Insert:	"1,566,750	3,209,704	1,577,805	3,286,040"

Page 60.

Following: line 15

Insert:	"7. Building Space	116,897	10,740	130,662	7,911"
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Page 60.

Following: line 24.

Insert: "Item 7 contains the spending authority necessary to fund the lease agreement and other related costs of the office of public instruction building at 1300 Eleventh Avenue. When this building is purchased by the state, all appropriated funds in item 7 except \$3.02 per square foot in fiscal 1982 and \$3.09 per square foot in fiscal 1983 in proportion to the time period remaining each fiscal year shall revert."

87. Page 67, line 3.

Strike:	"1,714,510	1,561,193	1,677,118	1,685,545"
Insert:	"1,644,433	1,631,270	1,607,040	1,755,623"

88. Page 67, line 9.

Strike:	"10,968,095	10,792,293"
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Insert: "10,754,709 10,587,516"

Page 67, line 25.

Strike: "19,738,089 20,142,209"

Insert: "19,524,703 19,937,432"

Page 68, line 7.

Strike: "8,977,386 8,934,188"

Insert: "8,773,903 8,732,602"

Page 68, line 23.

Strike: "17,134,569 17,533,654"

Insert: "16,931,086 17,332,068"

Page 69, line 7.

Strike: "2,995,440 2,868,499"

Insert: "2,876,473 2,754,541"

Page 69, line 21.

Strike: "6,440,142 6,109,874"

Insert: "6,321,175 5,995,916"

Page 70, line 4.

Strike: "1,853,487 1,833,423"

Insert: "1,784,498 1,767,099"

Page 70, line 18.

Strike: "3,288,962 3,333,609"

Insert: "3,219,973 3,267,285"

Page 71, line 2.

Strike: "773,383 761,322"

Insert: "730,977 720,410"

Page 71, line 14.

Strike: "1,803,624 1,843,735"

Insert: "1,761,218 1,802,823"

Page 71, line 21.

Strike: "1,661,769 1,709,818"

Insert: "1,648,006 1,695,835"

Page 72, line 12.

Strike: "3,439,258 3,794,018"

Insert: "3,425,495 3,780,035"

89. Page 72, line 22.

Strike: "65,460,325 37,989,118 66,749,201 40,832,237"

Insert: "64,729,254 38,059,195 66,037,583 40,902,315"

90. Page 73, line 3.

Strike: "293,384,342 419,693,573 247,055,104 431,425,325"

Insert: "294,805,799 420,118,245 246,061,712 432,417,030"

### Boiler Plate

1. Language which allowed earmarked revenue funds to be budget amended was reinstated. There must be an emergency to have an earmarked revenue fund budget amendment.

2. Language was added to clarify that only newly defined block grants received by Montana subsequent to April 1, 1981 would require a special session.

3. Language is added to insure that income from the coal tax constitutional trust is deposited in the general fund and that such income be designated for expenditure within the school foundation program, the long range building program, and the department of commerce. Respective amounts are noted in the language.

#### Legislative Council

4. The committee added \$10,000 of general fund in 1982 for an Indian jurisdiction study and \$6,000 for a coal tax oversight committee. Language was adjusted in order to make these amounts a biennial appropriation. The committee also added \$10,000 of general fund in 1982 for dues to the western conference of the council of state governments so that the state may participate in a proposed land study.

5. Language is added to include the coal tax oversight committee as a biennial appropriation.

6. Contingency language is included to insure that funds for the coal tax oversight committee are expended only if SB 487 passes.

#### Judiciary

7. Two law clerks were deleted for a savings in general fund of \$34,479 per year.

8. Amend totals.

#### Governor's Office

9. A grade 17 attorney, added in the legal jurisdiction program, was deleted for a general fund savings of \$23,870 per year.

10. A general fund biennial appropriation of \$1.6 million is added as a contingency for vacancy savings for university faculty.

11. Amend totals.

12. See number 10.

#### Justice

13. Four highway patrolmen and related support costs were deleted. This action results in a general fund savings of \$75,755 in 1982 and \$31,338 in 1983 and a highway earmarked savings of \$73,640 per year. The appropriation for the antitrust bureau was reduced to \$100,000 per year, causing a general fund savings of \$41,578 in 1982 and \$45,126 in 1983. One secretary position was deleted.

14. The equipment line item was reduced to reflect reduction in highway patrolmen as detailed in number 13.

15. Funds were added to cover the fiscal impact of specific bills. These amounts of \$5,000 per year in general fund and \$13,750 in other funds are contingent upon passage of the related bills.

16. Amend totals.

17. See number 15.

#### Highways

18. Language was altered to clarify expectations of the department's budget justification for the coming legislature.

#### Revenue

19. General fund of \$40,000 and \$10,000 was added to help fund salary increases of assessors and chief deputies as established by SB 50.

#### Department of Administration

20. Rent adjustment - Office space rent and related expenses of those divisions transferred from the department of community affairs (DCA) are line-itemed. Language is included to insure that any savings incurred at such a time when the state purchases the DCA building and consequently assumes maintenance responsibilities, will be reverted.

21. Emergency district court funding was reduced to \$375,000 per year for a savings in general fund of \$250,000 for the biennium. Language was included to insure that such funds are expended only as specified by the legislature.

22. Earmarked funding was reduced by \$30,033 in 1982 and \$28,443 in 1983. The line-item, which was added as a result of HB 330 that authorizes the securities lending program, provided an additional two accounting technicians.

23. General services - Additional revolving fund spending authority of \$200,845 in 1982 and \$205,500 in 1983 is added so that the division may pay utilities and provide maintenance and repair services for those additional buildings that will be purchased under HB 666. Since a date for the purchase is unknown, language is included to clarify legislative intent that these funds may be used only when the purchase is finalized.

24. See number 20.

25. Amend totals.

26. Amend totals.

27. See number 21.

28. Contingency language is included to insure that designated funds are expended only if the respective bills are passed and signed into law. Also see number 23.

29. See number 20.

30. Language is included to insure that the accountant added for the public employees' retirement system is for this biennium only.

31. Amend Section A totals.

#### Health Department

32. Spending authority totalling \$159,712 for the biennium was included for the subdivision bureau due to the passage of HB 179. Language was included to limit the spending authority to \$79,856 over the biennium if the governor's amendments are not accepted by the legislature.

#### Labor and Industry

33. Spending authority totalling \$104,138 in fiscal 1983 was included for bond payments for two job service offices of the employment security division.

34. General fund totalling \$99,750 in fiscal 1982 and \$93,000 in fiscal 1983 is added to fund increased payments to silicotic victims and spouses as established in HB 290.

35. Spending authority totalling \$416,554 in fiscal 1983 was included for bond payments of the new workers' compensation building.



36. Amend totals.

37. Language was inserted to insure that no funds will be used to continue the women's bureau.

Department of Social and Rehabilitation Services

38. The conference committee added \$53,865 general fund per year and \$100,035 federal funds per year to fund HB 258, a pilot work program for AFDC recipients (aid to families with dependent children).

39. Language was included to have SRS monitor and assess area agencies on aging and report the findings to the legislative finance committee.

40. See writeup for number 38.

41. Language was inserted to identify day-care reimbursement rates for day-care homes and centers.

42. Amend totals.

Department of Commerce

43. through 61. Adjusts various professional licensing board appropriations in consideration of various bills that have passed adding members, changing board compensation, changing inspection and training responsibilities and publishing biennial activity reports.

62. Amend totals.

63. Eliminates language requiring the rail planning unit to contract with the public service commission for rail inspection services.

64. Requires the department of commerce to revert any money saved in rent, utilities and building maintenance expense categories because of moving from privately owned to publicly owned buildings.

Department of State Lands

65. Replaces \$351,000 of resource indemnity trust fund interest with general fund. Prior to this change the trust fund was over appropriated by \$350,876.

66. Amend totals.

Department of Natural Resources

67. Passage of HB 223 earmarks one tenth of the coal severance tax previously designated for alternatives energy development grants for distribution to conservation districts. The amendment adds redesignated funds of \$240,600 in fiscal 1982 and \$275,000 in fiscal 1983 to the conservation district supervision appropriation.

68. Federal funds for institutional building energy retrofit grants are being reduced. The state general fund match for program administration can also be reduced accordingly. The amendment reduces general fund appropriations by \$96,150 and \$80,150 in fiscal 1982 and 1983 respectively.

69. Amend totals.

Public Service Commission

70. through 73. Eliminates rail inspection position added to provide staff for an intended contract with the rail planning unit of the department of commerce.

74. Amend Section totals.

Institutions

75. Rent was line-itemed in anticipation of the department of institutions building being purchased by the state.

76. Funding of a women's correctional facility was removed from the corrections division and line-itemed. The amendment increases general fund by \$279,859 for the 1983 biennium.

77. Amend total general fund appropriation to the department of institutions for increased funding of women's correctional program.

78. Change reference number from 3 to 8 for women's correctional program.

79. See number 75.

80. Boiler plate language for women's correctional program.

81. Removed \$5,000 per year of out-of-state travel from board of pardons. Out-of-state parole hearings will be conducted by state of incarceration.

82. Language was added to allow personal services boiler plating to be increased by budget amendments from unanticipated funds.

83. Removed personal services for women's correctional program from corrections division boiler plating.

84. Utilities for the corrections division are included in the boiler plate language.

85. Amend totals.

Office of Public Instruction

86. The state is going to purchase the building currently being used by the office of public instruction at 1300 11th Avenue. A line-item was added to identify the rent budgeted for the office of public instruction so rent funds would revert after the building is purchased.

Higher Education

87. This amendment reduces state funding for AGNET by \$140,155 and increases user funding by an equal amount.

88. These amendments allow for payment of college and university summer school faculty as .22 FTE which is current policy. HB 500 prior to this amendment counts summer school faculty as .33 FTE.

89. Amend totals.

90. Amend totals.

FOR THE HOUSE:

Moore  
Conroy  
Cozzens

FOR THE SENATE:

Smith  
Stephens  
Regan

FREE CONFERENCE COMMITTEE  
ON HOUSE BILL NO. 611  
Report No. 1, April 23, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on House Bill No. 611, met April 23, 1981, and considered:

Senate Committee on Finance and Claims amendments to the third reading copy, dated March 13, 1981; and

Senate Committee of the Whole amendments to the third reading copy, dated March 13, 1981.

We recommend that:

The Senate recede from Committee of the Whole amendment no. 1.

The Senate recede from Senate Finance and Claims Committee amendments no. 1, 2, and 3.

The reference copy of House Bill No. 611 read as specified in the clerical instructions.

The Free Conference Committee Report on House Bill No. 611 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Page 1, line 17 through line 11 on page 2.

Following: "Appropriation."

Strike: remainder of line 17 through line 11 on page 2

Insert: "All revenues received under the provisions of 20-9-343 for state equalization aid are appropriated to the superintendent of public instruction for the biennium ending June 30, 1983, for public school support other than for special education.

Section 2. Contingency appropriation. There is appropriated from the general fund \$32,000,000 for the biennium ending June 30, 1983, to be used to the extent funds appropriated in section 1 are insufficient to finance the maximum-budget-without-a-vote for public schools excluding special education."

#### FOR THE HOUSE:

Donaldson  
Bengtson  
Anderson

#### FOR THE SENATE:

Himsl  
Boylan  
Hammond

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE) #3

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative Dussault in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Conroy moved that Free Conference Committee Report No. 3 on HB 652 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt,



O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 79

Noes: None.

Total 0

Excused: Andreason, Ellerd, Lund, Sales, Shelden.

Total 5

Absent or not voting: Bardanouve, Cozzens, Curtiss, Daily, Fagg, Harrington, Hart, Keyser, McBride, McLane, Oberg, Smith, Stobie, Teague, Waldron, Winslow.

Total 16

Representative Brown moved that Senate Amendments to HJR 66 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Briggs, Brown, Conn, Conroy, Daily, Devlin, Donaldson, Dozier, Dussault, Ellison, Ernst, Fabrega, Fagg, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Brand.

Total 1

Excused: Andreason, Ellerd, Lund, Sales, Shelden.

Total 5

Absent or not voting: Bertelsen, Burnett, Cozzens, Curtiss, Eudaily, Feda, Harp, Kemmis, Marks, Oberg, Schultz, Smith, Teague.

Total 13

Representative Anderson moved that the Free Conference Committee Report on HB 611 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Donaldson, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Marks, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Nilson, Oberg, Pavlovich, Phillips, Quilici, Roush, Schultz, Seifert, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 62

Noes: Asay, Bennett, Burnett, Conroy, Devlin, Hannah, Harp, Iverson, Jacobsen, Keyser, Matsko, Neuman, Nordtvedt, O'Hara, Pistoria, Robbins, Roth, Ryan, Shontz, Sivertsen, Spilker, Stobie, Switzer, Underdal, Yardley.

Total 25

Excused: Andreason, Ellerd, Lund, Sales, Shelden.

Total 5

Absent or not voting: Cozzens, Curtiss, Daily, Feda, Gould, Moore, O'Connell, Smith.



Total 8

Representative McBride moved that SJR 36 be concurred in. Motion carried by the following vote:

Ayes: Anderson, Azzara, Bardanouve, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Daily, Devlin, Dozier, Dussault, Ernst, Eudaily, Fabrega, Gould, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Paylovich, Phillips, Pistoria, Robbins, Roth, Roush, Schultz, Shontz, Spilker, Switzer, Teague, Vincent, Vinger, Waldron, Wallin, Williams, Winslow.

Total 63

Noes: Abrams, Asay, Bengtson, Bennett, Burnett, Conroy, Donaldson, Feda, Hannah, Harp, Jensen, Keedy, Kropp, Lory, Mueller, Ryan, Seifert, Sivertsen, Stobie, Thoft, Underdal.

Total 21

Excused: Andreason, Ellerd, Lund, Sales, Shelden.

Total 5

Absent or not voting: Cozzens, Curtiss, Ellison, Fagg, Huennekens, Moore, Oberg, Quilici, Smith, Yardley, Zabrocki.

Total 11

That the Committee rise and report and beg leave to sit again. (Dussault, Chairman). Report adopted. (76-8)

### MOTIONS

Representative Donaldson moved that the rules be temporarily suspended to allow the House to reconsider action taken more than 24 hours previously. Motion carried.

Representative Donaldson moved that the House reconsider its action in concurring in the Governor's Amendments to HB 179 on Third Reading on the 87th legislative day. Motion carried.

Representative Donaldson moved that the House not concur in the Governor's Amendments to HB 179. Motion was withdrawn, and the bill was posted on the Third Reading board.

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Representative Dozier excused at this time.

Governor's Amendments to House Bill No. 179 failed to be concurred in by the following vote:

Ayes: Abrams, Anderson, Bardanouve, Bergene, Bertelsen, Brand, Conn, Curtiss, Ellison, Fabrega, Hemstad, Iverson, Kanduch, Kennerly, Kessler, Keyser, Manning, McBride, Meyer, Neuman, Oberg, Pistoria, Quilici, Seifert, Shontz, Teague, Thoft, Vincent, Yardley.

Total 29

Noes: Asay, Azzara, Bengtson, Briggs, Brown, Conroy, Cozzens, Devlin, Donaldson, Dussault, Ernst, Eudaily, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Huennekens, Hurwitz,

Jacobsen, Jensen, Kemmis, Kitselman, Kropp, Lory, Manuel, Matsko, McLane, Menahan, Metcalf, Moore, Mueller, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Robbins, Roth, Roush, Ryan, Schultz, Sivertsen, Spilker, Stobie, Switzer, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 59

Excused: Andreason, Dozier, Ellerd, Lund, Sales, Shelden.

Total 6

Absent or not voting: Bennett, Burnett, Daily, Keedy, Nordtvedt, Smith.

Total 6

Free Conference Committee Report on Senate Bill No. 240 was adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: None.

Total 0

Excused: Andreason, Dozier, Ellerd, Lund, Sales, Shelden.

Total 6

Absent or not voting: Burnett, Daily, Keedy, Nordtvedt, Quilici, Smith.

Total 6

Senate Amendments to House Bill No. 225 were concurred in by the following vote:

Ayes: Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Fabrega, Fagg, Fedá, Gould, Hannah, Hanson, Harp, Hart, Hemstad, Holliday, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Kemmis, Keyser, Kitselman, Kropp, Manuel, Matsko, McLane, Meyer, Moore, Mueller, Oberg, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Mr. Speaker.

Total 69

Noes: Bardanouve, Bertelsen, Brand, Eudaily, Harper, Harrington, Huennekens, Jacobsen, Kennerly, Lory, Manning, McBride, Menahan, Metcalf, Neuman, Nilson, O'Connell, Pistoria, Roush, Williams, Zabrocki.

Total 21

Excused: Andreason, Dozier, Ellerd, Lund, Sales, Shelden.

Total 6

Absent or not voting: Abrams, Kessler, Nordtvedt, Smith.

Total 4

Senate Bill No. 487 was concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 88

Noes: Hannah, Roth, Spilker.  
Total 3

Excused: Andreason, Dozier, Ellerd, Lund, Sales, Shelden.  
Total 6

Absent or not voting: Keedy, Nordtvedt, Smith.  
Total 3

Senate Bill No. 126, as amended, was concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 87

Noes: Brand, Harrington, Kessler, Oberg, Waldron.  
Total 5

Excused: Andreason, Dozier, Ellerd, Lund, Sales, Shelden.  
Total 6

Absent or not voting: Nordtvedt, Smith.  
Total 2

Free Conference Committee Report on House Bill No. 611 was adopted by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Conn, Curtiss, Daily, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Gould, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, Oberg, O'Connell, Pavlovich, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Teague, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.  
Total 67



Noes: Asay, Bennett, Brown, Burnett, Conroy, Cozzens, Devlin, Hannah, Hurwitz, Iverson, Keyser, Matsko, Neuman, Nordtvedt, O'Hara, Phillips, Pistoria, Ryan, Shontz, Sivertsen, Spilker, Stobie, Switzer, Underdal, Yardley.

Total 25

Excused: Andreason, Dozier, Ellerd, Lund, Sales, Shelden.

Total 6

Absent or not voting: Briggs, Smith.

Total 2

Free Conference Committee Report No. 3 on House Bill No. 652 was adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Brand, Fagg.

Total 2

Excused: Andreason, Dozier, Ellerd, Lund, Sales, Shelden.

Total 6

Absent or not voting: Hart, Smith.

Total 2

Free Conference Committee Report No. 2 on Senate Bill No. 42 was adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Switzer, Teague, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Bennett, Moore, Stobie, Thoft.

Total 4

Excused: Andreason, Dozier, Ellerd, Lund, Sales, Shelden.

Total 6

Absent or not voting: Smith.

Total 1



Conference Committee Report on Senate Bill No. 77 was adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: None.

Total 0

Excused: Andreason, Dozier, Ellerd, Lund, Sales, Shelden.

Total 6

Absent or not voting: Keedy, Smith.

Total 2

Conference Committee Report on Senate Bill No. 129 was adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Brown, Harp, Iverson, Keyser.

Total 4

Excused: Andreason, Dozier, Ellerd, Lund, Sales, Shelden.

Total 6

Absent or not voting: Keedy, Smith, Vinger.

Total 3

Free Conference Committee Report No. 2 on Senate Bill No. 243 was adopted by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Keedy, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan,

Seifert, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 79

Noes: Asay, Conroy, Feda, Gould, Harper, Hurwitz, Jensen, Kemmis, Kessler, Metcalf, Oberg, Roth, Schultz, Stobie.

Total 14

Excused: Andreason, Dozier, Ellerd, Lund, Sales, Shelden.

Total 6

Absent or not voting: Smith.

Total 1

Senate Amendments to House Bill No. 871 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Brand, Dussault, Kemmis, Mueller, Stobie.

Total 5

Excused: Andreason, Dozier, Ellerd, Lund, Sales, Shelden.

Total 6

Absent or not voting: Harrington, Keedy, Smith.

Total 3

Senate Joint Resolution No. 36 was concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Briggs, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Schultz, Shontz, Spilker, Switzer, Teague, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Conroy, Keedy, Kropp, Lory, Mueller, Roth, Ryan, Seifert, Stobie, Thoft, Underdal.

Total 11

Excused: Andreason, Dozier, Ellerd, Lund, Sales, Shelden.

Total 6

Absent or not voting: Sivertsen, Smith.

Total 2

Senate Amendments to House Joint Resolution No. 66 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Bardanoue, Brand, Feda.

Total 3

Excused: Andreason, Dozier, Ellerd, Lund, Sales, Shelden.

Total 6

Absent or not voting: Smith.

Total 1

## MOTIONS

Representative Harrington moved that the Speaker be authorized to appoint a Free Conference Committee on House Amendments to SB 337. Motion carried.

Representative Fagg moved that the House stand in recess until 5:15 p.m. Motion carried.

House recessed at 4:15 p.m.

House reconvened at 5:35 p.m.

## UNFINISHED BUSINESS

The Speaker appointed the following Free Conference Committee of three to meet with a like committee from the Senate to confer on House Amendments to Senate Bill No. 337:

Nordtvedt, Chairman  
Harrington  
Fabrega

The Speaker appointed the following representatives to the interim Coal Tax Oversight Committee:

Winslow  
Roush

The Speaker appointed the following representatives to the interim Forestry Task Force:

Hurwitz  
Kanduch

The Speaker appointed the following representatives to the interim Water Resources Oversight Committee:



Roth  
Thoft  
Abrams  
Neuman

The Speaker appointed the following representatives to the interim Select Committee on Indian Affairs:

Seifert  
Asay  
Kennerly  
Conroy

The Speaker appointed the following representatives to the interim Legislative Energy Policy Committee:

Curtiss  
Azzara

The Speaker appointed the following representatives to the interim Capital Building Improvement Committee:

Marks  
Fabrega  
Spilker  
Metcalf  
Kanduch  
Harrington

## **SECOND READING OF BILLS (COMMITTEE OF THE WHOLE) #4**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative Dussault in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representatives Briggs, Feda, Smith, Vinger, and Wallin excused at this time.

Representative Fabrega moved that Free Conference Committee Report No. 2 on SB 483 be adopted. Motion carried by the following vote:

Ayes: Abrams, Azzara, Bardanouve, Bertelsen, Brown, Daily, Donaldson, Dussault, Eudaily, Hanson, Harper, Harrington, Hart, Holliday, Huennekens, Jensen, Kanduch, Kemmis, Kennerly, Lory, Manning, Manuel, McBride, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Quilici, Robbins, Roush, Seifert, Shontz, Sivertsen, Waldron, Williams, Yardley, Zabrocki.  
Total 42

Noes: Anderson, Asay, Bennett, Bergene, Brand, Burnett, Conn, Conroy, Curtiss, Devlin, Ernst, Fagg, Gould, Hannah, Harp, Hemstad, Hurwitz, Iverson, Jacobsen, Kedy, Keyser, Kitselman, Kropp, Matsko, McLane, Nordtvedt, O'Hara, Phillips, Pistoria, Roth, Ryan, Schultz, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Winslow.  
Total 40



Excused: Andreason, Briggs, Dozier, Ellerd, Feda, Lund, Sales, Shelden, Smith, Vinger, Wallin.

Total 11

Absent or not voting: Bengtson, Cozzens, Ellison, Fabrega, Kessler, Marks, Moore.

Total 7

Representative Nordtvedt moved that the Conference Committee Report on HB 17 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Curtiss, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: None.

Total 0

Excused: Andreason, Briggs, Dozier, Ellerd, Feda, Lund, Sales, Shelden, Smith, Vinger, Wallin.

Total 11

Absent or not voting: Asay, Cozzens, Daily, Fabrega, Fagg, Iverson, Marks, Moore, Quilici, Shontz.

Total 10

Representative Moore moved that Free Conference Committee Report No. 2 on HB 500 be adopted. Motion carried by the following vote:

Ayes: Azzara, Bengtson, Bennett, Cozzens, Donaldson, Dussault, Ernst, Eudaily, Fabrega, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Huennekens, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Lory, Manning, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, O'Hara, Pavlovich, Phillips, Quilici, Roush, Schultz, Seifert, Spilker, Stobie, Underdal, Waldron, Williams, Winslow, Zabrocki.

Total 46

Noes: Abrams, Anderson, Asay, Bardanouve, Bergene, Brand, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Devlin, Ellison, Harp, Holliday, Iverson, Jacobsen, Keedy, Keyser, Manuel, McBride, Neuman, Nordtvedt, Oberg, O'Connell, Pistoria, Robbins, Roth, Sales, Shontz, Sivertsen, Switzer, Teague, Thoft, Vincent, Yardley.

Total 37

Paired: Spilker, Aye; Sales, No.

Excused: Andreason, Briggs, Dozier, Ellerd, Feda, Lund, Shelden, Smith, Vinger, Wallin.

Total 10

Absent or not voting: Bertelsen, Fagg, Hurwitz, Kitselman, Kropp, Marks, Ryan.

Total 7

That the Committee rise and report and beg leave to sit again. (Dussault, Chairman). Report adopted. (54-25)

## MOTIONS

Representative Kropp excused at this time.

Representative Nordtvedt moved that SJR 23 be taken from the Committee on Taxation and placed on Second Reading. Motion carried. (40-34)

Representative Moore moved that consideration on SJR 23 be passed for the day. Motion failed. (31-47)

## THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 225, in its entirety, was passed by the following final vote:

Ayes: Anderson, Andreason, Asay, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Holliday, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Keyser, Kitselman, Lund, Manning, Manuel, Matsko, McLane, Meyer, Moore, Mueller, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Mr. Speaker.  
Total 67

Noes: Abrams, Azzara, Bardanouve, Bertelsen, Brand, Dozier, Dussault, Harper, Harrington, Hart, Huennekens, Kemmis, Kennerly, Kessler, McBride, Menahan, Metcalf, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, Pistoria, Roush, Shelden, Shontz, Waldron, Williams, Yardley, Zabrocki.  
Total 30

Paired: Andreason, Briggs, Burnett, Curtiss, Devlin, Ellerd, Ernst, Fagg, Feda, Hannah, Kitselman, Lund, Mueller, O'Hara, Sales, Schultz, Seifert, Sivertsen, Smith, Vinger, Wallin, Winslow, Ayes; Bertelsen, Brand, Dozier, Dussault, Kemmis, Kessler, Menahan, Oberg, Shelden, Williams, Yardley, Noes.

Excused: Kropp.  
Total 1

Absent or not voting: Lory, Ryan.  
Total 2

Free Conference Committee Report No. 2 on Senate Bill No. 483 was rejected by the following vote:

Ayes: Asay, Bardanouve, Bertelsen, Brown, Daily, Dozier, Dussault, Harper, Harrington, Hart, Holliday, Huennekens, Kanduch, Kemmis, Kennerly, Manuel, McBride, Menahan, Metcalf, Mueller, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Quilici, Robbins, Roush, Shelden, Shontz, Sivertsen, Teague, Vincent, Waldron, Williams, Yardley, Zabrocki.  
Total 37

Noes: Abrams, Anderson, Azzara, Bengtson, Bennett, Bergene, Brand, Briggs, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Hanson, Harp, Hemstad, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kessler, Keyser, Kitselman, Lory, Lund, Manning, Matsko, McLane, Meyer, Moore, Nordtvedt, O'Hara, Phillips, Pistoria, Roth, Schultz, Seifert, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Winslow, Mr. Speaker.

Total 58

Paired: Bardanouve, Dozier, Harper, Harrington, Kemmis, Roush, Shelden, Waldron, Ayes; Briggs, Ellerd, Fagg, Feda, Lund, Nordtvedt, Smith, Vinger, Noes.

Excused: Andreason, Kropp, Sales, Wallin.

Total 4

Absent or not voting: Ryan.

Total 1

Conference Committee Report on House Bill No. 17 was adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Cozzens, Curtiss, Daily, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Nordtvedt, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: None.

Total 0

Excused: Andreason, Briggs, Dozier, Ellerd, Feda, Kropp, Lund, Sales, Shelden, Smith, Vinger, Wallin.

Total 12

Absent or not voting: Conroy, Ryan.

Total 2

House Bill No. 233, in its entirety, again failed to pass by a two-thirds majority final vote as follows:

Ayes: Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Harp, Holliday, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Keyser, Kitselman, Lund, Manuel, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Mr. Speaker.

Total 63

Noes: Abrams, Anderson, Azzara, Bertelsen, Brand, Dozier, Dussault, Hanson, Harper, Harrington, Hart, Hemstad, Huennekens, Jacobsen, Kemmis, Kennerly, Kessler, Lory, Manning, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pistoria, Robbins, Roush, Shelden, Teague, Waldron, Williams, Yardley, Zabrocki.

Total 35

Paired: Andreason, Briggs, Burnett, Curtiss, Devlin, Ellerd, Ernst, Fagg, Feda, Hannah, Kitselman, Lund, Mueller, O'Hara, Sales, Schultz, Seifert, Sivertsen, Smith, Vinger, Wallin, Winslow, Ayes; Bertelsen, Brand, Dozier, Dussault, Hanson, Kemmis, Kessler, Menahan, Oberg, Shelden, Williams, Noes.



Excused: Kropp.

Total 1

Absent or not voting: Shontz.

Total 1

Free Conference Committee Report No. 2 on House Bill No. 500 was adopted by the following vote:

Ayes: Anderson, Asay, Azzara, Bengtson, Bennett, Bertelsen, Cozzens, Devlin, Donaldson, Dussault, Ernst, Eudaily, Fabrega, Fagg, Gould, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Huennekens, Hurwitz, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Nilson, O'Hara, Pavlovich, Quilici, Roush, Schultz, Seifert, Spilker, Stobie, Underdal, Waldron, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 54

Noes: Abrams, Bardanouve, Bergene, Brand, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Ellison, Harp, Holliday, Iverson, Jacobsen, Keedy, Manuel, McBride, Neuman, Nordtvedt, Oberg, O'Connell, Phillips, Pistoria, Robbins, Roth, Sivertsen, Switzer, Teague, Thoft, Vincent, Yardley.

Total 32

Excused: Andreason, Briggs, Dozier, Ellerd, Feda, Kropp, Lund, Sales, Shelden, Smith, Vinger, Wallin.

Total 12

Absent or not voting: Ryan, Shontz.

Total 2

## MOTIONS

Representative Moore moved that the House reconsider its action in failing to pass HB 233 by a two-thirds majority vote. Motion carried. (58-26)

## THIRD READING OF BILLS

The following bill having been read three several times, title and history agreed to, was disposed of in the following manner:

House Bill No. 233, in its entirety, failed to pass by the necessary two-thirds majority for the final vote as follows:

Ayes: Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bergene, Briggs, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Feda, Gould, Hannah, Harp, Holliday, Hurwitz, Iverson, Jensen, Kanduch, Keedy, Keyser, Kitselman, Kropp, Lund, Manuel, Matsko, McLane, Meyer, Moore, Mueller, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Roth, Ryan, Sales, Schultz, Seifert, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Mr. Speaker.

Total 65

Noes: Abrams, Azzara, Bertelsen, Brand, Dozier, Dussault, Hanson, Harper, Harrington, Hart, Hemstad, Huennekens, Jacobsen, Kemmis, Kennerly, Kessler, Lory, Manning, McBride, Menahan, Metcalf, Neuman, Nilson, Oberg, O'Connell, Pistoria, Robbins, Roush, Shelden, Shontz, Teague, Waldron, Williams, Yardley, Zabrocki.

Total 35

Paired: Andreason, Briggs, Burnett, Curtiss, Devlin, Ellerd, Ernst, Fagg, Feda, Hannah, Kitselman, Kropp, Lund, Mueller, O'Hara, Sales, Schultz,



Seifert, Sivertsen, Smith, Spilker, Vinger, Wallin, Winslow, Ayes; Bertelsen, Brand, Dozier, Dussault, Hanson, Hart, Kemmis, Kessler, Menahan, Oberg, Shelden, Williams, Noes.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

### ANNOUNCEMENTS

Representative Fagg moved that the Speaker appoint a committee of four members to notify His Excellency, the Governor, that the House of Representatives of the Forty-seventh Legislature of the State of Montana has completed its business and is ready to adjourn sine die.

The Speaker appointed Representatives Thoft, Dussault, Asay, and Metcalf.

Representative Fagg moved that the Speaker appoint a committee of four members to notify the Chief Justice and members of the Supreme Court that the House of Representatives of the Forty-seventh Legislature of the State of Montana has completed its business and is ready to adjourn sine die.

The Speaker appointed Representatives Bardanoue, Keyser, Keedy, and Matsko.

Representative Fagg moved that the Speaker appoint a committee of four members to notify the Senate that the House of Representatives of the Forty-seventh Legislature of the State of Montana has completed its business and is ready to adjourn sine die.

The Speaker appointed Representatives Lory, Harrington, Stobie, and Hart.

The committees were dismissed from the chamber and the House stood at ease.

Representative Menahan reminded the House that the 46th Legislative Assembly had introduced 161 more bills than have been introduced during the current session and yet were able to adjourn by 7:30 p.m. on the 90th day.

The Sergeant-at-Arms announced that the select committee appointed to notify the Supreme Court had returned. The committee reported that they had found no one there to receive their message.

Representative Fagg moved that the select committee appointed to notify the Senate be recalled because the Senate refused them admittance.

Representative Menahan moved to recall HB 869 from the Senate. The Speaker ruled the motion out of order because the House was on Order of Business No. 12.

Representative Fagg moved that the House stand in recess. Motion carried.

House recessed at 8:30 p.m.

House reconvened at 10:30 p.m.

**SECOND READING OF BILLS  
(COMMITTEE OF THE WHOLE) #5**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative Dussault in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Kropp present at this time.

Representatives Gould and Hannah excused at this time.

Representative Nordtvedt moved that SJR 23, third reading copy, be amended as follows:

1. Title, lines 8 through 10.

Following: "TAX"

Strike: remainder of lines 8 through 10 in their entirety

2. Page 1, line 16.

Following: "supported"

Strike: "fully and without"

3. Page 1, line 17.

Following: line 16

Strike: "reservation"

4. Page 4, lines 10 through 12.

Following: "development;"

Strike: remainder of line 10 through "fuels;" on line 12

5. Page 4.

Strike: lines 17 through 20 in their entirety

6. Page 4, line 24.

Following: "Montana"

Strike: "fully and"

7. Page 4, line 25.

Following: line 24

Strike: "without reservation"

8. Page 5.

Strike: lines 3 through 6 in their entirety

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanoue, Bergene, Bertelsen, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Daily, Devlin, Donaldson, Ellison, Ernst, Fabrega, Fagg, Hanson, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Marks, Matsko, McBride, McLane, Menahan, Meyer, Moore, Neuman, Nordtvedt, O'Hara, Pavlovich, Phillips, Quilici, Robbins, Roth, Ryan, Schultz, Sivertsen, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Winslow, Yardley, Zabrocki.

Total 64

Noes: Bengtson, Bennett, Brand, Dussault, Eudaily, Harp, Harper, Harrington, Kessler, Manning, Manuel, Metcalf, Mueller, Nilson, Oberg, Roush, Seifert, Shontz, Teague, Waldron, Williams.

Total 21

Excused: Andreason, Briggs, Dozier, Ellerd, Feda, Gould, Hannah, Lund, Sales, Shelden, Smith, Vinger, Wallin.

Total 13

Absent or not voting: O'Connell, Pistoria.

Total 2

Representative Bertelsen moved that SJR 23, third reading copy, be further amended as follows:

1. Page 5, line 7.

Following: line 6

Insert: "BE IT FURTHER RESOLVED, that the permanent revenue oversight committee be assigned the task of conducting further study to determine how to best implement the objectives for the use of the income of the coal tax constitutional trust fund which have been set forth in the 11th whereas clause of this resolution."

Amendment passed by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Curtiss, Daily, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hanson, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Manning, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nordtvedt, Oberg, O'Hara, Pavlovich, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Shontz, Sivertsen, Spilker, Switzer, Thoft, Underdal, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 71

Noes: Asay, Bennett, Cozzens, Devlin, Harp, Harper, Jensen, Lory, Manuel, Nilson, Phillips, Seifert, Stobie, Teague.

Total 14

Excused: Andreason, Briggs, Dozier, Ellerd, Feda, Gould, Hannah, Lund, Sales, Shelden, Smith, Vinger, Wallin.

Total 13

Absent or not voting: O'Connell, Pistoria.

Total 2

Representative Keedy moved that SJR 23 be indefinitely postponed. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Bardanouve, Bengtson, Bennett, Bergene, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Hurwitz, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Thoft, Underdal, Vincent, Williams, Winslow, Yardley, Zabrocki.

Total 72



Noes: Bertelsen, Brand, Brown, Daily, Hart, Huennekens, Iverson, Kessler, McBride, Nordtvedt, O'Hara, Pavlovich, Teague, Waldron.  
Total 14

Excused: Andreason, Briggs, Dozier, Ellerd, Feda, Gould, Hannah, Lund, Sales, Shelden, Smith, Vinger, Wallin.  
Total 13

Absent or not voting: Azzara.  
Total 1

That the Committee rise and report and beg leave to sit again.  
(Dussault, Chairman). Report adopted. (71-4)

### MESSAGES FROM THE OTHER HOUSE

House Bill concurred in as amended and returned to the House for concurrence in Senate Amendments: 4/23/81

House Bill No. 666, introduced by Moore

#### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE) #6

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative Dussault in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Moore moved that Senate Amendments to HB 666 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Curtiss, Daily, Eudaily, Fabrega, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Lory, Manning, Manuel, McBride, McLane, Metcalf, Meyer, Moore, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Seifert, Shontz, Sivertsen, Teague, Vincent, Williams, Yardley, Zabrocki.  
Total 52

Noes: Asay, Bardanouve, Burnett, Cozzens, Devlin, Donaldson, Dussault, Ellison, Ernst, Fagg, Harp, Iverson, Jensen, Keedy, Keyser, Kitselman, Kropp, Marks, Matsko, Menahan, Mueller, Neuman, Nordtvedt, O'Hara, Roth, Roush, Ryan, Schultz, Stobie, Switzer, Thoft, Underdal, Waldron, Winslow.  
Total 34

Excused: Andreason, Briggs, Dozier, Ellerd, Feda, Gould, Hannah, Lund, Sales, Shelden, Smith, Vinger, Wallin.  
Total 13

Absent or not voting: Spilker.  
Total 1

That the Committee rise and report and beg leave to sit again.  
(Dussault, Chairman). Report adopted. (67-18)



**MESSAGES FROM THE OTHER HOUSE**

House Bills concurred in as amended and returned to the House for concurrence in Senate Amendments: 4/23/81

House Bill No. 868, introduced by Shontz, Oberg, Harrington, et al.

House Bill No. 869, introduced by Meyer, Goodover, Conn, et al.

**SECOND READING OF BILLS  
(COMMITTEE OF THE WHOLE) #7**

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative Dussault in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Shontz moved that Senate Amendments to HB 868 be concurred in. Representative Shontz made a substitute motion that the Senate Amendments to HB 868 be not concurred in. Motion carried by the following vote:

Ayes: Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bertelsen, Brand, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Hanson, Harp, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Keedy, Kennerly, Kessler, Keyser, Kitselman, Kropp, Matsko, McLane, Moore, Mueller, Nordtvedt, Oberg, O'Connell, O'Hara, Robbins, Roth, Roush, Ryan, Schultz, Shontz, Sivertsen, Switzer, Teague, Thoft, Underdal, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 52

Noes: Abrams, Bergene, Brown, Burnett, Daily, Ellison, Eudaily, Fabrega, Fagg, Harper, Harrington, Hart, Hemstad, Holliday, Kanduch, Kemmis, Lory, Manning, Manuel, Marks, McBride, Menahan, Metcalf, Meyer, Neuman, Nilson, Pavlovich, Phillips, Pistoria, Quilici, Seifert, Spilker, Stobie, Vincent.

Total 34

Excused: Andreason, Briggs, Dozier, Ellerd, Feda, Gould, Hannah, Lund, Sales, Shelden, Smith, Vinger, Wallin.

Total 13

Absent or not voting: Ernst.

Total 1

Representative Meyer moved that Senate Amendments to HB 869 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Azzara, Bergene, Brand, Brown, Conn, Conroy, Daily, Dozier, Dussault, Ellison, Ernst, Eudaily, Fabrega, Gould, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Lory, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Seifert, Shelden, Teague, Vincent, Waldron, Zabrocki.

Total 50

Noes: Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Burnett, Cozzens, Curtiss, Devlin, Donaldson, Ellerd,

Fagg, Feda, Hannah, Hanson, Harp, Hurwitz, Jensen, Keedy, Kessler, Keyser, Kitselman, Kropp, Lund, Marks, McLane, Mueller, Nordtvedt, O'Hara, Roth, Ryan, Sales, Schultz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Yardley.  
Total 48

Paired: Bergene, Conn, Dozier, Fabrega, Gould, Hemstad, Lory, McBride, Meyer, Moore, Phillips, Shelden, Ayes; Andreason, Briggs, Ellerd, Fagg, Feda, Hannah, Lund, Sales, Smith, Vinger, Wallin, Winslow, Noes.

Excused: None.  
Total 0

Absent or not voting: Iverson, Shontz.  
Total 2

That the Committee rise and report and beg leave to sit again.  
(Dussault, Chairman). Report adopted. (57-22)

### MESSAGES FROM THE OTHER HOUSE

House Joint Resolution concurred in as amended and returned to the House for concurrence in Senate Amendments: 4/23/81

House Joint Resolution No. 34, introduced by Vincent, Neuman, Menahan, et al.

Free Conference Committee Report adopted: 4/23/81

Free Conference Committee Report on Senate Bill No. 337

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Senate Amendments to House Bill No. 666 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Curtiss, Daily, Donaldson, Dussault, Ernst, Eudaily, Fabrega, Fagg, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Nilson, Oberg, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Roush, Seifert, Shontz, Sivertsen, Teague, Vincent, Williams, Yardley, Zabrocki.  
Total 60

Noes: Bardanouve, Burnett, Cozzens, Devlin, Ellison, Harp, Hurwitz, Jensen, Keedy, Kitselman, Kropp, Mueller, Neuman, Nordtvedt, O'Hara, Roth, Ryan, Schultz, Spilker, Stobie, Switzer, Thoft, Underdal, Waldron, Winslow, Mr. Speaker.  
Total 26

Excused: Andreason, Briggs, Dozier, Ellerd, Feda, Gould, Hannah, Lund, Sales, Shelden, Smith, Vinger, Wallin.  
Total 13

Absent or not voting: Robbins.  
Total 1

Senate Amendments to House Bill No. 869 failed to be concurred in by the following vote:

Ayes: Abrams, Azzara, Bergene, Brand, Brown, Conn, Daily, Dozier, Dussault, Eudaily, Fabrega, Gould, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Jacobsen, Kanduch, Kemmis, Kennerly, Lory, Manning, Manuel, Matsko, McBride, Menahan, Metcalf, Meyer, Moore, Neuman, Nilson, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roush, Seifert, Sheldon, Teague, Vincent, Waldron, Zabrocki.

Total 46

Noes: Anderson, Andreason, Asay, Bardanouve, Bengtson, Bennett, Bertelsen, Briggs, Burnett, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fagg, Feda, Hannah, Hanson, Harp, Hurwitz, Iverson, Jensen, Keedy, Kessler, Keyser, Kitselman, Kropp, Lund, McLane, Mueller, Nordtvedt, Oberg, O'Hara, Roth, Ryan, Sales, Schultz, Shontz, Sivertsen, Smith, Spilker, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 54

Paired: Bergene, Conn, Dozier, Fabrega, Gould, Hemstad, Lory, McBride, Meyer, Moore, Phillips, Sheldon, Ayes; Andreason, Briggs, Ellerd, Fagg, Feda, Hannah, Lund, Sales, Smith, Vinger, Wallin, Winslow, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

## MOTIONS

Representative Fabrega moved that the House reconsider its action in failing to pass Senate Amendments to HB 868 on Second Reading this day. Motion failed. (41-41)

Representative Azzara moved that his vote be recorded as yes. Motion carried. (67-8)

Representative O'Hara moved that his vote be recorded as no. Motion carried.

Thereupon, the motion of Representative Fabrega failed. (42-42)

## REPORTS OF SELECT COMMITTEES

### FREE CONFERENCE COMMITTEE

#### ON SENATE BILL NO. 337

Report No. 1, April 23, 1981

Mr. President and Speaker of the House:

We, your Free Conference Committee on Senate Bill No. 337, met April 23, 1981, and considered:

House Committee of the Whole amendments to the third reading copy, dated April 22, 1981.

We recommend that:

The House recede from Committee amendments no. 1 through 14; and the Senate accede to Committee amendment no. 15.

The third reading copy of Senate Bill No. 337 be further amended as indicated in clerical instructions no. 2 through 5.

The third reading copy of Senate Bill No. 337 read as specified in the clerical instructions.



The Free Conference Committee Report on Senate Bill No. 337 be adopted.

#### CLERICAL INSTRUCTIONS:

1. Page 6, line 4.

Following: "exceed"

Strike: "\$400"

Insert: "\$150"

2. Page 1, line 19.

Following: "income"

Insert: "except all payments received under federal social security"

3. Page 2, line 3.

Following: "relief,"

Insert: "and"

4. Page 2, lines 4 and 5.

Strike: subsection (g)

Reletter: subsequent subsection

5. Page 2, line 19.

Following: "all income"

Insert: "except payments received under federal social security"

#### FOR THE HOUSE:

Nordtvedt

Fabrega

Harrington

#### FOR THE SENATE:

B. Brown

Hazelbaker

Regan

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE) #8

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative Dussault in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Harrington moved that the Free Conference Committee Report on SB 337 be adopted. Motion carried by the following vote:

Ayes: Abrams, Anderson, Azzara, Bardanouve, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Cozzens, Daily, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemnis, Kennerly, Kessler, Keyser, Kitselman, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Seifert, Shontz, Sivertsen, Spilker, Teague, Thoft, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 73

Noes: Asay, Bengtson, Burnett, Curtiss, Devlin, Keedy, Kropp, Nordtvedt, Phillips, Ryan, Schultz, Stobie, Switzer, Underdal.

Total 14



Excused: Andreason, Briggs, Dozier, Ellerd, Feda, Gould, Hannah, Lund, Sales, Shelden, Smith, Vinger, Wallin.

Total 13

Absent or not voting: None.

Total 0

That the Committee rise and report and beg leave to sit again. (Dussault, Chairman). Report adopted. (58-13)

### MOTIONS

Representative Fagg moved that the rules be suspended to allow the House to reconsider HB 868 for the second time. Motion carried. (79-4)

Representative Shontz moved that the House reconsider its action in failing to concur in Senate Amendments to HB 868. Motion carried.

### SECOND READING OF BILLS (COMMITTEE OF THE WHOLE) #9

Representative Fagg moved that the House resolve itself into a Committee of the Whole, for the consideration of business on Second Reading under the rules of the previous sitting. Motion carried.

Representative Dussault in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

Representative Bennett excused at this time.

Representative Shontz moved that Senate Amendments to HB 868 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Burnett, Conn, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Williams, Winslow, Yardley, Zabrocki.

Total 80

Noes: Conroy, Daily, Keedy, Nordtvedt, Waldron.

Total 5

Excused: Andreason, Bennett, Briggs, Dozier, Ellerd, Feda, Gould, Hannah, Lund, Sales, Shelden, Smith, Vinger, Wallin.

Total 14

Absent or not voting: Brown.

Total 1

Representative Bennett present at this time.

Representative Vincent moved that Senate Amendments to HJR 34 be concurred in. Motion carried by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Cozzens, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Marks, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Phillips, Pistoria, Quilici, Robbins, Roush, Ryan, Schultz, Seifert, Shontz, Spilker, Stobie, Switzer, Thoft, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.  
Total 78

Noes: Burnett, Curtiss, Daily, Nordtvedt, Roth, Sivertsen, Teague, Underdal.  
Total 8

Excused: Andreason, Briggs, Dozier, Ellerd, Feda, Gould, Hannah, Lund, Sales, Shelden, Smith, Vinger, Wallin.  
Total 13

Absent or not voting: Pavlovich.  
Total 1

That the Committee rise and report. (Dussault, Chairman). Report adopted. (80-7)

### THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Free Conference Committee Report on Senate Bill No. 337 was adopted by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Cozzens, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Pistoria, Quilici, Robbins, Roth, Roush, Schultz, Seifert, Shontz, Sivertsen, Spilker, Teague, Thoft, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.  
Total 77

Noes: Burnett, Curtiss, Daily, Devlin, Nordtvedt, Phillips, Ryan, Stobie, Switzer, Underdal.  
Total 10

Excused: Andreason, Briggs, Dozier, Ellerd, Feda, Gould, Hannah, Lund, Sales, Shelden, Smith, Vinger, Wallin.  
Total 13

Absent or not voting: None.  
Total 0

Senate Amendments to House Bill No. 868 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Burnett, Conn, Conroy, Cozzens, Curtiss, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega,

Fagg, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Kanduch, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Stobie, Switzer, Teague, Thoft, Underdal, Vincent, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Daily, Keedy, Nordtvedt, Waldron.

Total 4

Excused: Andreason, Briggs, Dozier, Ellerd, Feda, Gould, Hannah, Lund, Sales, Shelden, Smith, Vinger, Wallin.

Total 13

Absent or not voting: Jensen.

Total 1

Senate Amendments to House Joint Resolution No. 34 were concurred in by the following vote:

Ayes: Abrams, Anderson, Asay, Azzara, Bardanouve, Bengtson, Bennett, Bergene, Bertelsen, Brand, Brown, Conn, Conroy, Cozzens, Devlin, Donaldson, Dussault, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Huennekens, Hurwitz, Iverson, Jacobsen, Jensen, Kanduch, Keedy, Kemmis, Kennerly, Kessler, Keyser, Kitselman, Kropp, Lory, Manning, Manuel, Matsko, McBride, McLane, Menahan, Metcalf, Meyer, Moore, Mueller, Neuman, Nilson, Oberg, O'Connell, O'Hara, Pavlovich, Phillips, Pistoria, Quilici, Robbins, Roth, Roush, Ryan, Schultz, Seifert, Shontz, Sivertsen, Spilker, Switzer, Teague, Thoft, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Burnett, Curtiss, Daily, Nordtvedt, Stobie, Underdal.

Total 6

Excused: Andreason, Briggs, Dozier, Ellerd, Feda, Gould, Hannah, Lund, Sales, Shelden, Smith, Vinger, Wallin.

Total 13

Absent or not voting: None.

Total 0

### SPECIAL ORDERS OF THE DAY

The Speaker introduced David Wolstein, Susan Raunig, Amy Winterburn, Julie Crouch, Jane Kalafat, Kevin Veyna, and Wayne Hemphill, this week's pages, and thanked them for their services.

### ADJOURNMENT

Representative Fagg moved that the House adjourn sine die. Representative Roush made a substitute motion that the House return to Order of Business No. 6 and further moved that the House reconsider its action in failing to pass HB 869 on Third Reading. The Speaker ruled the motion out of order because the motion to adjourn took precedence. Representative Dussault stated that the motion to adjourn sine die was debatable and



quoted from Mason's rules. Representative Nordtvedt then discussed the pros and cons of adjourning until 11:59 p.m., when Representative Fabrega moved the previous question. The House adjourned sine die at 12:00 midnight.

ROBERT L. MARKS, Speaker

DON BYRD, Chief Clerk

**ADDENDUM  
TO  
HOUSE JOURNAL  
FORTY-SEVENTH LEGISLATURE  
REPORTS OF STANDING COMMITTEES**

**BILLS (Spilker, Chairman):** 4/28/81  
Correctly enrolled - HB 97, HB 372, HB 500, HB 765.  
Signed by the Speaker at 6:40 p.m., 4/23/81 - HB 213, HB 775, HB 872, HR 6, HR 8.  
Signed by the Speaker at 2:00 p.m., 4/27/81 - HB 9, HB 34, HB 38, HB 212, HB 215, HB 228, HB 350, HB 367, HB 389, HB 474, HB 478, HB 510, HB 558, HB 709, HB 874, HB 876, HJR 34, HJR 66.  
Signed by the Speaker at 2:45 p.m., 4/27/81 - HB 563, HB 580, HB 652, HB 868, HB 873, HJR 49.  
Signed by the Speaker at 4:30 p.m., 4/27/81 - HB 17, HB 500, HB 507, HB 611, HB 646, HB 666, HB 871.  
Delivered to the Governor for his approval at 10:40 a.m., 4/27/81 - HB 9, HB 34, HB 38, HB 212, HB 215, HB 350, HB 367, HB 389, HB 474, HB 478, HB 510, HB 558, HB 563, HB 580, HB 709, HB 868, HB 873, HB 874, HB 876.  
Delivered to the Governor for his approval at 12:00 noon, 4/27/81 - HB 718.  
Delivered to the Governor for his approval at 2:00 p.m., 4/28/81 - HB 17, HB 97, HB 213, HB 372, HB 507, HB 611, HB 646, HB 666, HB 765, HB 775, HB 835, HB 871, HB 872, HB 835.  
Delivered to the Governor for his approval at 3:15 p.m., 4/28/81 - HB 500.

**MESSAGES FROM THE GOVERNOR**

The Honorable Robert Marks April 24, 1981  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 217, 270, 653, 761, 801, 870.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Robert Marks April 29, 1981  
Speaker of the House



Montana House of Representatives  
State Capitol  
Helena, Montana 59620

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 18, 26, 27, 45, 63, 135, 161, 179, 200, 202, 209, 213, 261, 286, 290, 301, 336, 390, 445, 460, 469, 603, 609, 674, 692, 702, 775, 828, 834, 835, 838, 841, 846, 847, 859, 861, 865.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

May 1, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 9, 17, 34, 38, 97, 212, 215, 350, 372, 367, 389, 474, 478, 507, 510, 558, 563, 580, 611, 646, 666, 709, 765, 868, 871, 872, 873, 874, 876.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

May 7, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measure this date:

House Bill No. 488.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

May 18, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measures this date:

House Bill Nos. 403, 718, 810.

Sincerely,

TED SCHWINDEN  
Governor

The Honorable Robert Marks  
Speaker of the House  
Montana House of Representatives  
State Capitol  
Helena, Montana 59620

May 21, 1981

Dear Mr. Speaker:

This is to inform you that I have signed the following measure this date:  
House Bill No. 500.

Sincerely,

TED SCHWINDEN  
Governor

#### MESSAGES FROM THE OTHER HOUSE

Free Conference Committee Report adopted:

4/17/81

Free Conference Committee Report on House Bill No. 761

The Senate, on 4/23/81, requested the return of House Bill No. 869, introduced by Meyer, Goodover, Hemstad, et al., for further consideration. Before the request could be delivered to the House of Representatives, the House had adjourned sine die.

House Bill No. 73, introduced by Vincent, Nordtvedt, Harrington, et al., was transmitted to the Senate, on 4/23/81, by the House of Representatives. Because no further action was taken on the bill by the Senate, including temporary suspension of the rules for its receipt, it was returned to the House.











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